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# REPORT

ON THE

# ADMINISTRATION OF CIVIL JUSTICE

IN THE

# PUNJAB AND ITS DEPENDENCIES

DURING THE YEAR

# 1867.

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Proceedings of the Honorable the Lieutenant Governor, in the Judicial Department, No. 1439, dated 30th October 1868.

No. 3500.

From

T. W. Smyth, Esquire,
Officiating Registrar of the Chief Court of the Punjab.

To

T. H. Thornton, Esquire, D. C. L.,
Secretary to the Government of the Punjab.

*Dated Lahore, 14th July* 1868.

SIR,

CHIEF COURT OF THE PUNJAB.
CIVIL DEPARTMENT.
PRESENT:—C. BOULNOIS, ESQR., D. SIMSON, ESQR., *Judges.*

I am directed to submit for the information and orders of Government the Report of the Chief Court on the Administration of Civil Justice in the Punjab during the year 1867.

## ORIGINAL SUITS.

Number instituted.

2. The number of original suits instituted in the Civil Courts of the Punjab, during the year 1867, was 144,628. This number, although 4,314 more than in 1865, was 21,342, or 12 per cent, less than in 1866.

Comparison with previous year.

3. The following table shows the number of original suits instituted in each district, during 1867, as compared with the previous year:—

| DISTRICT. | Instituted in 1866. | Instituted in 1867. | Difference. | Per-centage. |
|---|---|---|---|---|
| Delhi, ... ... ... ... | 5,101 | 4,935 | —166 | 3 p. c. decrease |
| Goorgaon, ... ... ... ... | 2,445 | 1,710 | —735 | 30 " " |
| Kurnaul, ... ... ... ... | 2,482 | 1,932 | —550 | 18 " " |
| Hissar, ... ... ... ... | 1,953 | 1,533 | —420 | 21 " " |
| Rohtuck, ... ... ... ... | 2,141 | 1,485 | —656 | 31 " " |
| Sirsa, ... ... ... ... | 1,263 | 904 | —359 | 29 " " |
| Umballa, ... ... ... ... | 8,167 | 7,472 | —695 | 8 " " |

| District. | Instituted in 1866. | Instituted in 1867. | Difference. | Per-centage. |
|---|---|---|---|---|
| Loodiana, ... ... ... ... | 6,955 | 6,090 | —865 | 12 p. c. decrease. |
| Simla, ... ... ... ... | 2,286 | 1,838 | —448 | 15 „ „ |
| Jullundhur, ... ... ... | 11,394 | 10,191 | —1,203 | 11 „ „ |
| Hooshiarpoor, ... ... ... | 12,989 | 10,853 | —2,136 | 16 „ „ |
| Kangra, ... ... ... ... | 4,500 | 3,476 | —1,024 | 23 „ „ |
| Umritsur, ... ... ... ... | 12,228 | 11,209 | —1,019 | 8 „ „ |
| Goordaspoor, ... ... ... | 7,647 | 5,101 | —2,546 | 33 „ „ |
| Sealkote, ... ... ... ... | 6,408 | 8,571 | +2,163 | 32 „ increase. |
| Lahore, ... ... ... ... | 11,556 | 9,053 | —2,503 | 22 „ decrease. |
| Ferozepoor, ... ... ... | 7,379 | 6,861 | —518 | 7 „ „ |
| Goojranwalla, ... ... ... | 4,483 | 3,756 | —727 | 16 „ „ |
| Rawulpindee, ... ... ... | 6,468 | 6,083 | —385 | 16 „ „ |
| Jhelum, ... ... ... ... | 3,825 | 3,139 | —686 | 19 „ „ |
| Goojrat, ... ... ... ... | 3,746 | 3,029 | —717 | 20 „ „ |
| Shahpoor, ... ... ... ... | 3,315 | 3,157 | —158 | 5 „ „ |
| Bunnoo, ... ... ... | 4,946 | 4,241 | —705 | 15 „ „ |
| Dera Ismael Khan, ... ... | 5,056 | 4,393 | —663 | 13 „ „ |
| Dera Ghazee Khan, ... ... | 4,275 | 3,947 | —328 | 5 „ „ |
| Mooltan, ... ... ... ... | 3,074 | 2,621 | —453 | 15 „ „ |
| Jhung, ... ... ... ... | 3,353 | 3,419 | +66 | 2 „ increase. |
| Montgomery, ... ... ... | 2,619 | 2,055 | —564 | 16 „ decrease. |
| Moozuffurgurh, ... ... ... | 3,935 | 2,423 | —512 | 13 „ „ |
| Peshawur, ... ... ... ... | 7,204 | 6,313 | —891 | 12 „ „ |
| Huzara, ... ... ... ... | 1,590 | 1,180 | —410 | 26 „ „ |
| Kohat, ... ... ... ... | 737 | 658 | —79 | 11 „ „ |
| Total, ... ... | 1,65,970 | 1,44,628 | —21,342 | 12·8 decrease. |

Decrease has been general.

4. It will be observed that a decrease in the number of suits instituted has occurred in every district in the province, except Sealkote and Jhung. The decrease took place chiefly in the class of suits formerly known as "regular revenue suits," which are less by 22 per cent than in the previous year. It will be remembered that in 1866 there was a large increase in this class of suits. In ordinary Civil suits, exclusive of those for

land, or the rent, revenue or produce of land, the institutions have decreased by 10 per cent only.

Causes of decrease.

5. This decrease is generally attributed to the increased rate of stamp duty leviable upon petitions of plaint under the new Stamp Act XXVI of 1867, and no doubt the large reduction in the number of suits for land is mainly due to this cause. In ordinary Civil suits, however, the decrease in a great measure might be attributed to the absence of a large portion of the community during the early part of the year at the Hurdwar fair, followed by the out-break of cholera—which prevailed more or less throughout the province from May to September.

Decrease not altogether due to the new Stamp Act.

6. It is clear from the statistics submitted by some officers that the decrease cannot be altogether due to the operation of the new Stamp Act. Thus, in the Lahore district, the number of original suits instituted in the 2nd quarter of 1867, was 212 more than in the 1st quarter, although the enhanced rates of stamp duty were in force for two months of the 2nd quarter. And, comparing the number of suits instituted in the 1st quarter of 1866 with the number instituted in the corresponding quarter of 1867, when the same rates of stamp duty prevailed, it appears that the institutions were 753 less in the latter quarter. Again, more than half the decrease observable in the returns of the Lahore Small Cause Court occurred during the first four months of the year, before the new Stamp Act came into operation. It would thus appear that, in the Lahore district, at least, there must have been a decrease in litigation independently of the increase in stamp duty.

Decrease in Shahpore.

7. From a Return given by the Deputy Commissioner of Shahpore it appears that the decrease in that district occurred in the 1st and 2nd quarters mostly, and that there was again an increase in the last quarter. The Deputy Commissioner writes—"The reasons "I consider for this to be quite apart from the Stamp Act. In 1866, there "had been a drought, which continued till the rain of 1867, and that I think "was the cause of the decrease in the 1st and 2nd quarters. In the 3rd, again, "cholera was raging in most of the large towns, which prevented people think-"ing so much about cases; but when that ceased, and on account of the rains "there was a khurreef harvest, the suitors came pouring into Court again."

8. With reference to the large decrease in institutions in the Hooshiarpore Small Cause Court, which fell from 4,021 in 1866 to 3,014 in 1867, or by nearly 25 per cent, the Judge writes—

Decrease in Hooshiarpore Small Cause Court.

"The largest decrease is in the 2nd and 3rd quarters. In the 1st quarter there "were 80 institutions less; in the 2nd quarter 326; in the 3rd quarter 389; "and in the 4th quarter 212. There is no doubt that the great exodus of "pilgrims to the Hurdwar fair in March and April affected the institutions for "the 2nd quarter, and the breaking out of cholera that for the 3rd. Parol debts "have also diminished much. The people know that they are looked upon by "the Court with suspicion. I do not think that the new Stamp Act has affected "the institutions at all."

9. The largest actual decrease occurred in the districts of Goordaspore, Lahore, Hooshiarpore, Jullundur, Kangra, Peshawur, and Goojranwalla.

Districts in which the decrease was largest.

10. The largest proportional decrease is observable in the following districts:—

| | | |
|---|---|---|
| Goordaspore, ... ... ... | 33 | per cent. |
| Rohtuck, ... ... ... ... | 31 | " |
| Goorgaon, ... ... ... ... | 30 | " |
| Sirsa, ... ... ... ... | 29 | " |
| Huzara, ... ... ... ... | 26 | " |
| Kangra, ... ... ... ... | 23 | " |
| Lahore, ... ... ... ... | 22 | " |
| Hissar, ... ... ... ... | 21 | " |
| Goojrat, ... ... ... ... | 20 | " |

11. The decrease in the Goordaspore district is very considerable, and is probably due to the transfer of Pergunnah Buttala, which contains a large town with a litigious population, to the Umritsur district.

Decrease in those districts accounted for.

12. The returns of Rohtuck, Goorgaon, Sirsa, and Hissar were conspicuous in last year's report for the large relative increase which had occurred in the number of original suits. The explanation then given of the increase was that, these being agricultural districts with comparatively few ordinary Civil suits, their returns were proportionately more liable to be affected by the operation of Act XIX of 1865, than those districts where the ordinary Civil

litigation bore a larger ratio to the number of suits formerly called "regular revenue." The same explanation will in a measure account for the decrease noticed in the present year's returns, as suits for land are more liable to be affected by the enhanced rate of stamp duty than ordinary Civil suits.

13. The decrease in the Huzara district is merely nominal, as suits for land, or the rent, revenue or produce of land, were excluded from the returns owing to a settlement of land revenue having been in progress in that district during the year.

14. The decrease in the Kangra and Goojrat districts is also partly due to the currency of settlement operations. The Deputy Commissioner of Kangra writes with reference to this—"It is true that settlement operations were "current also in 1866, but in that year measurements only were going on; in "1867 the work of attestation was current, and the presence of every land-"holder was necessary in the Settlement Courts. In this district large numbers "of the village traders hold land, and thus it has arisen that pre-occupation "in settlement operations has led to a decrease of litigation in the Civil "Courts."

15. The Deputy Commissioner of Goojrat also observes that "in the "bulk of the Civil suits now brought before the Courts stamped bonds are filed. "The natural deduction which must be drawn therefore is, that when formal "bonds are entered into by debtors the resort to Courts of Justice will be less "frequent." The Deputy Commissioner of Loodiana also attributes the decrease of 865 suits in his district "partly to the practice of money lenders taking "written acknowledgments from their debtors having become more common, "thus reducing the chances of the debt being denied, and consequently the "necessity of resorting to a Court of Law to enforce payments."

16. There is no doubt that money demands supported by written acknowledgments are less likely to come into Court than claims for debt unsupported by any written obligation. There is much more to contend about, and much more uncertainty as to the result of an enquiry into a claim founded on the unsettled balance of a book account, or into a parol debt, than into a claim founded on bonds. If the decrease in litigation is therefore in any way due to the practice above alluded to, and to the more frequent resort to registration, the Court considers it is rather matter for congratulation than otherwise.

17. The increase in original suits noticed in the Sealkote district is partly accounted for by the addition to it of Pergunnah Reyah; but the Deputy Commissioner states that notwithstanding this there has been an increase. The increase in the Jhung district is so small as to require, the Deputy Commissioner remarks, no notice. The returns of this district show, however, that the increase occurred altogether in ordinary Civil suits, and that there was a decrease in suits for land.

Increase in the Sealkote district accounted for.

18. There has also been an increase in ordinary Civil suits in the Delhi Bunnoo, Dera Ghazee Khan and Kohat districts. In the Delhi district the increase occurred altogether in the Small Cause Court, and has not been explained.

Increase in ordinary Civil suits in certain districts.

19. In suits for land, or the rent, revenue or produce of land, formerly known as "regular revenue suits," there has been a decrease in every district except Shahpore, Kangra, and Montgomery, in which there has been a slight increase.

Increase in Regular Revenue suits in certain districts.

| | 1866. | 1867. | Increase. |
|---|---|---|---|
| Shahpore, ... | 576 | 763 | 187 |
| Kangra, ... | 540 | 568 | 28 |
| Montgomery, | 182 | 196 | 14 |

The Deputy Commissioner of Shahpore says that the increase in his district is merely nominal. "For the first three months of the year 1866 the "settlement being still in progress the regular revenue suits did not appear "in the Civil Statements."

20. Appendix No. 6, Imperial return II. B., shows the character of the litigation in 1867 according to the classification of suits proposed by the Statistical Committee. This classification differs materially from that heretofore in force, and the Court is unable to compare the results of the year under report with those of previous years. The sudden alteration in the mode of classification has led to some inaccuracies in the preparation of the district returns, which could hardly be avoided owing to the late period at which the statement was received by district officers, and also to the complete change in the classification of suits introduced by the new system.

Character of litigation.

21. The order of the districts, according to the total number of suits on the file and disposed of, is as follows :—

Comparison of work in each district.

| Order in 1867. | Order in 1866. | Districts. | Total on the file, including those remaining from 1866. | Disposed of in 1867. | Pending at close of 1867. | Date of oldest case pending. | Average duration in the disposal of each case. |
|---|---|---|---|---|---|---|---|
| 1 | 2 | Umritsur, ... ... ... | 11,998 | 11,297 | 701 | 1st May 1866, | 18 |
| 2 | 1 | Hoshiarpore, ... ... | 11,324 | 10,887 | 437 | 10th June 1867, | 15 |
| 3 | 4 | Jullundur, ... ... ... | 10,785 | 10,332 | 453 | 7th May " | 20 |
| 4 | 3 | Lahore, ... ... ... | 9,408 | 8,968 | 440 | 29th " " | 15 |
| 5 | 11 | Sealkote, ... ... ... | 8,813 | 8,598 | 215 | 1st August " | 15 |
| 6 | 5 | Umballa, ... ... ... | 7,718 | 7,506 | 212 | 20th " " | 16 |
| 7 | 7 | Ferozepore,... ... ... | 7,100 | 6,824 | 276 | 18th October " | 20 |
| 8 | 8 | Peshawur, ... ... ... | 6,706 | 6,347 | 359 | 22nd August " | 12 |
| 9 | 9 | Loodiana, ... ... ... | 6,202 | 6,056 | 146 | 31st October " | 11 |
| 10 | 10 | Rawulpindee, ... ... | 6,150 | 6,078 | 73 | 13th Novr. " | 13 |
| 11 | 6 | Goordaspore, ... ... | 5,576 | 5,473 | 103 | 2nd October " | 29 |
| 12 | 12 | Delhi, ... ... ... | 5,157 | 4,891 | 266 | 8th Jany. 1866, | 17 |
| 13 | 23 | Dera Ismael Khan, ... | 4,554 | 4,441 | 113 | 7th May 1867, | 22 |
| 14 | 13 | Bunnoo, ... ... ... | 4,505 | 4,400 | 105 | 22nd October " | 14 |
| 15 | 16 | Dera Ghazee Khan, ... | 4,118 | 3,959 | 159 | 2nd Feby. " | 20 |
| 16 | 15 | Goojranwala, ... ... | 3,849 | 3,753 | 96 | 2nd Novr. " | 16 |
| 17 | 14 | Kangra, ... ... ... | 3,715 | 3,604 | 111 | 28th Augt. " | 18 |
| 18 | 17 | Mozuffergurh, ... ... | 3,550 | 3,495 | 55 | 14th Novr. " | 15 |
| 19 | 20 | Jhung, ... ... ... | 3,480 | 3,379 | 101 | 1st " " | 14 |
| 20 | 21 | Shahpore, ... ... ... | 3,265 | 3,170 | 95 | 1st " " | 19 |
| 21 | 18 | Jhelum, ... ... ... | 3,231 | 3,153 | 78 | 29th July " | 16 |
| 22 | 19 | Goojrat, ... ... ... | 3,078 | 3,032 | 46 | 11th Novr. " | 13 |
| 23 | 22 | Mooltan, ... ... ... | 2,703 | 2,622 | 81 | 4th " " | 24 |
| 24 | 24 | Montgomery, ... ... | 2,069 | 2,051 | 18 | 30th Augt. " | 14 |
| 25 | 25 | Kurnal, ... ... ... | 1,998 | 1,946 | 52 | 7th Novr. " | 17 |
| 26 | 27 | Simla, ... ... ... | 1,864 | 1,814 | 50 | 1st Augt. " | 14 |
| 27 | 26 | Goorgaon, ... ... ... | 1,794 | 1,740 | 54 | 16th " " | 16 |
| 28 | 29 | Hissar, ... ... ... | 1,544 | 1,513 | 31 | 12th October " | 16 |
| 29 | 28 | Rhotuck, ... ... ... | 1,498 | 1,485 | 13 | 26th Augt. " | 14 |
| 30 | 30 | Huzara, ... ... ... | 1,278 | 1,226 | 52 | 24th July " | 26 |
| 31 | 31 | Sirsa, ... ... ... | 944 | 924 | 20 | 18th Novr. " | 15 |
| 32 | 32 | Kohat, ... ... ... | 718 | 713 | 5 | 27th " " | 29 |
| | | Total, ... | 1,50,683 | 1,45,677 | 5,006 | ... | 18 |

Disposal of work.

22. Including 5,703 cases pending from the previous year, and 352 cases received by transfer, there were altogether 1,50,683 suits for disposal, or 21,778 less than in the previous year; 1,45,677 cases, or 96 per cent, were decided during the year, leaving 5,006, or less than 4 per cent, pending at its close. These results are nearly the same as those of last year, as will appear from the subjoined statement :—

| Year. | Total number of cases for disposal. | Number of cases disposed of. | Per-centage to whole. | Pending cases. | Per-cent to whole. | Date of oldest case. | Average duration. |
|---|---|---|---|---|---|---|---|
| 1866, | 1,72,461 | 1,66,758 | 96 | 5,703 | 4 | 26th Jany. 1865, | 18 days. |
| 1867, | 1,50,683 | 1,45,677 | 96 | 5,006 | 4 | 8th Jany. 1866, | 18 days. |

Average duration of cases.

23. The average duration of cases was the same as in 1866, viz. 18 days. The Court considers that this is as short a period as is desirable or consistent with complete investigation. It was highest in the districts of—

| | |
|---|---|
| Goordaspore, ... ... ... | 30 days. |
| Hazara, ... ... ... ... | 26 ,, |
| Kohat, ... ... ... ... | 24 ,, |
| Mooltan, ... ... ... ... | 22 ,, |
| Dera Ismael Khan, ... ... | 21 ,, |
| Goorgaon, ... ... ... | 21 ,, |
| Jullundur, ... ... ... | 20 ,, |

and lowest in Loodiana (11) days, Peshawur (11 days), Bunnoo (12 days), Lahore (13 days), and Rawulpindee (13 days).

24. The average duration of suits was also very long in the districts of Goordaspore, Huzara, Mooltan, and Dera Ismael Khan in 1866. No explanation has been given of the cause of the high average duration in these districts.

In what cases duration is highest.

25. The average duration is much higher in uncontested cases than in contested cases, being 22 days in the former and 17 days in the latter. Non-contested cases are generally

decided ex parte, and it is stated that the long average duration is owing to the cases being kept a long time on the file to allow of the defendant appearing before the case is finally disposed of. This is quite unnecessary, as if service is proved and the defendant has been allowed sufficient time to attend, the case should be proceeded with on the day fixed for hearing, provided there is no sufficient reason for ordering a postponement.

In whose Courts the average duration was highest.

26. The average duration of cases was very high in the Courts of the following officers :—

| | |
|---|---|
| Captain Ommanney, Officiating Deputy Commissioner, | 149 days. |
| Mr. Fitzpatrick, Ditto ditto ditto, | 134 |
| Lieutenant Riddell, Assistant Commissioner, | 109 |
| Mr. Bailey, Extra ditto ditto, | 93 |
| Lieutenant Grey, Offg. Deputy ditto, | 90 |
| Mr. McNabb, Ditto ditto, | 81 |
| Mahomed Hyat Khan, Extra Assistant Commissioner, | 71 |
| Mr. T. W. Moore, ditto ditto ditto, | 68 |
| Nawab Surfuraz Khan, Honorary Civil Judge, | 65 |
| Mr. Gardiner, Assistant Commissioner, | 63 |

Oldest pending cases.

27. The dates of the oldest pending cases, and the Courts in which they were pending, are shown in the subjoined statement :—

| District. | Date. | Court. |
|---|---|---|
| Delhi, | 8th January 1866, | Nujuff Khan, Tehseedar. |
| Ditto, | 8th February 1866, | Raja Lall, ditto. |
| Umritsur, | 1st May 1866, | Major Urmston, Deputy Commissioner. |
| Simla, | 1st August 1866, | Captain Gurdon, Offg. Do. |
| Delhi, | 3rd January 1867, | Mr. Fitzpatrick, Do. Do. |
| Dera Ghazee Khan, | 2nd February 1867, | Mr. Bruce, Extra Assistant Commissioner, |
| Delhi, | 15th April 1867, | Mr. Lennox, Do. Do. |
| Dera Ismael Khan, | 7th May 1867, | Mr. Moore, Do. Do. |
| Jullundur, | 7th May 1867, | Captain Hare, Assistant Do. |
| Lahore, | 29th May 1867, | Sirdar Kanh Singh, Honorary Civil Judge. |

28. The two oldest cases pertain to the Delhi district, and both were pending before Tehseeldars. The Deputy Commissioner writes that the delay arose from the files of the cases being required for reference by the Appellate Courts in other suits pending before them. With reference to the old case pending since the 3rd January 1867, Mr. Fitzpatrick has explained that it is one of the most complicated partnership accounts between two brothers, and that two sets of commissions appointed under Section 181 of Act VIII of 1859 have failed to make anything of it. The case however has his best attention. The case pending in Mr. Lennox's Court from the 15th April is stated to have been delayed merely by press of work.

Cause of delay in Delhi district.

29. The case dated 1st May 1866 in the Umritsur district is stated by the Deputy Commissioner to be one of inheritance, in which the accounts extended over several years. It was originally instituted in the Goordaspore district, and transferred to Umritsur with the Buttala pergunnah on the 1st April 1867. The arbitrators having had to examine many voluminous documents their award has been unavoidably delayed.

In Umritsur.

30. In the old case pending in the Simla district since 1st August 1866, the Simla Bank is plaintiff, and several military officers scattered all over India are defendants. "The great delay is owing," the Officiating Deputy Commissioner writes, "to the impossi-"bility to find the defendants simultaneously, they being continually moving "about, and not traceable." The delay in Mr. Bruce's Court is also attributed to the difficulty experienced in serving summons on defendant, who is a resident of Sind. The case pending in Mr. Moore's Court, since the 7th May, is a boundary suit, and cannot be decided except by a visit to the spot, for which that officer has, the Deputy Commissioner writes, no leisure. The delay in deciding the old case in the Jullundur district is owing to the frequent transfer of the officer in whose Court the suit was pending, and also to the decision being dependent upon the order passed by the Chief Court on an appeal pending before it. The oldest case in the Lahore district is pending in Sirdar Kanh Singh's Court, and is awaiting the award of arbitration.

In Simla district.

In other districts.

31. The following table shows the agency by which the original suits were disposed of, and the average number of suits decided by the officers of each grade :—

Agency by which original suits were disposed of.

| | Officers. | Original cases decided. | | Average number of cases decided by the officers of each class. |
|---|---|---|---|---|
| | | Number. | Per cent. | |
| 32 | Deputy Commissioners, .. ... ... | 1,288 | 0·8 | 40 |
| 55 | Assistant Commissioners, .. ... .. | 16,096 | 11·0 | 298 |
| 19 | Extra Assistant Commissioners, European,... | 5,032 | 3·4 | 265 |
| 39 | Do. do. do. Native, .. | 12,890 | 8·8 | 330 |
| 135 | Tehseeldars, .. .. .. ... ... | 55,712 | 38·0 | 413 |
| 81 | Naib Tehseeldars, .. .. ... .. | 21,265 | 14·0 | 262 |
| 32 | Honorary Civil Judges, .. .. .. | 3,485 | 2·4 | 109 |
| 8 | Judges of Small Cause Courts, ... ... | 22,273 | 15·0 | 2,784 |
| 8 | Do. of Cantonment Small Cause Courts, | 7,416 | 5·0 | 927 |
| | Total, .. | 1,45,457 | 98·4 | |

52,105, or 35·8 per cent, of the original suits disposed of were decided by *European* Judges; and 93,372, or 64·2 per cent, by *Native* Judges. The proportion is almost exactly the same as in 1866.

Proportion of cases decided by European and Native Judges.

97·6 per cent of the total number of suits were decided by *paid* Judges, and 2·4 per cent by *unpaid* Judges; the proportions being the same as in the previous year.

Proportion of cases decided by paid and unpaid Judges.

32. The following statement exhibits the work disposed of by the different grades of Courts in the Punjab, as compared with the year preceding :—

Work performed by the different grades of Courts.

| | 1866. | | 1867. | |
|---|---|---|---|---|
| | Number of original suits decided. | Per-centage. | Number of original suits decided. | Per-centage. |
| Deputy Commissioners, .. ... | 2,302 | 1·4 | 1,288 | 0·8 |
| Officers with full powers, .. .. | 28,253 | 17·0 | 23,929 | 17·0 |
| Officers with ordinary or special powers, | 1,03,909 | 62·0 | 90,571 | 62·0 |
| Judges Small Cause Courts, .. .. | 24,811 | 15·0 | 22,273 | 15·0 |
| Judges Cantonment Small Cause Courts, | 6,509 | 4·0 | 7,416 | 5·0 |
| Total, ... | 1,65,784 | 99·4 | 1,45,477 | 99·8 |

It will be noticed that Deputy Commissioners disposed of a much smaller proportion of original suits than in previous years. Whilst agreeing with the opinion expressed by the Honorable the Lieutenant Governor in his remarks on the report for 1866, that it is desirable that Deputy Commissioners should dispose of so much judicial work as will ensure continued familiarity with Civil law and procedure, the Court desires at the same time to remark that a Deputy Commissioner's work should be judged of rather by the importance and difficulty of the cases decided by him than by their number, and more especially so in districts like Lahore, Umritsur, and Delhi, where the Deputy Commissioner's duties are so onerous and multifarious. Any time which they can devote to Civil work should, in the opinion of the Court, be occupied in supervising the procedure of their subordinates, hearing appeals, and in disposing of cases which are beyond the jurisdiction of their assistants.

Large proportion of work disposed of by officers exercising ordinary powers.

33. The Court desires to call the attention of Government to the large number of cases (62 per cent) decided by officers exercising ordinary or special powers, and especially to the large proportion of original suits (53 per cent) decided by Tehseeldars and Naib Tehseeldars.

Work disposed of by different classes of officers.

34. The following table exhibits in detail for each district the number and proportion of cases decided by officers at head quarters, (including Deputy Commissioners, Assistant and

Extra Assistant Commissioners,) by Tehseeldars and their Naibs, by Honorary Civil Judges, and by Judges of Small Causes Courts—District and Cantonment :—

| Districts. | Head Quarter Officers. | | Tehseeldars and Naib-Tehseeldars. | | Honorary Civil Judges. | | Judges of Small Cause Courts. | |
|---|---|---|---|---|---|---|---|---|
| | Number of cases disposed of. | Per-centage of total disposed of. | Number of cases disposed of. | Per-centage of total disposed of. | Number of cases disposed of. | Per-centage of total disposed of. | Number of cases disposed of. | Per-centage of total disposed of. |
| Delhi, ... ... ... ... | 886 | 18·2 | 1,229 | 25·2 | ... | ... | 2,776 | 57·0 |
| Goorgaon, ... ... ... | 457 | 26·2 | 1,198 | 68·8 | 85 | 5·0 | ... | ... |
| Kurnal, ... ... ... | 706 | 36·3 | 1,101 | 56·6 | 139 | 7·1 | ... | ... |
| Hissar,... ... ... ... | 243 | 16·6 | 1,270 | 84·9 | ... | ... | ... | ... |
| Rhotuck, ... ... ... | 573 | 38·5 | 912 | 61·5 | ... | ... | ... | ... |
| Sirsa, ... ... ... ... | 275 | 30·0 | 647 | 70·0 | ... | ... | ... | ... |
| Umballa, ... ... ... | 2,359 | 30·2 | 3,234 | 43·0 | 496 | 6·0 | 1,412 | 19·0 |
| Loodiana, ... ... ... | 702 | 11·3 | 2,517 | 41·0 | 170 | 3·0 | 2,667 | 44·0 |
| Simla, ... ... ... ... | 440 | 24·0 | 110 | 6·0 | ... | ... | 1,261 | 70·0 |
| Jullundur, ... ... ... | 3,021 | 29·2 | 3,458 | 33·5 | ... | ... | 3,850 | 37·3 |
| Hooshiarpoor,... ... ... | 2,700 | 24·8 | 5,165 | 47·4 | ... | ... | 3,018 | 27·7 |
| Kangra, ... ... ... | 339 | 9·5 | 3,087 | 86·0 | 161 | 4·5 | ... | ... |
| Umritsur, ... ... ... | 2,042 | 18·2 | 5,606 | 50·0 | 425 | 3·8 | 3,118 | 28·0 |
| Goordaspoor, ... ... ... | 1,073 | 19·6 | 4,398 | 80·0 | ... | ... | ... | ... |
| Sealkote, ... ... ... | 1,912 | 22·2 | 5,821 | 67·7 | ... | ... | 863 | 10·0 |
| Lahore, ... ... ... | 1,615 | 18·1 | 2,578 | 27·7 | 81 | 1·0 | 4,685 | 52·3 |
| Goojranwalla,... ... ... | 563 | 15·1 | 2,340 | 62·4 | 849 | 22·5 | ... | ... |
| Ferozepoor, ... ... ... | 2,287 | 33·6 | 3,477 | 51·2 | 32 | 5·5 | 992 | 14·6 |
| Rawulpindee, .. ... | 1,825 | 30·0 | 3,134 | 51·6 | 15 | 5·2 | 1,103 | 18·1 |
| Jhelum, ... ... ... | 1,059 | 33·6 | 2,091 | 66·4 | ... | ... | ... | ... |
| Goojrat, ... ... ... | 887 | 29·2 | 2,145 | 70·8 | ... | ... | ... | ... |
| Shahpoor, ... ... ... | 1,289 | 40·7 | 1,881 | 59·3 | ... | ... | ... | ... |
| Bunnoo, ... ... ... | 1,150 | 26·1 | 3,250 | 73·9 | ... | ... | ... | ... |
| Dera Ismael Khan, ... ... | 887 | 19·9 | 3,129 | 70·7 | 423 | 9·5 | ... | ... |
| Dera Ghazee Khan, ... ... | 1,046 | 26·4 | 2,427 | 61·3 | 485 | 12·3 | ... | ... |
| Mooltan, .. ... ... | 584 | 22·3 | 1,513 | 57·7 | ... | ... | 525 | 20·0 |
| Jhung,... ... ... ... | 867 | 26·0 | 2,511 | 74·0 | ... | ... | ... | ... |
| Montgomery, .. ... ... | 63 | 3·0 | 1,987 | 97·0 | ... | ... | ... | ... |
| Moozuffergurh, ... ... | 1,534 | 44·0 | 1,961 | 56·0 | ... | ... | ... | ... |
| Peshawur, .. ... ... | 1,183 | 18·6 | 1,719 | 27·1 | 8 | 0·1 | 3,437 | 54·1 |
| Hazara, ... ... ... | 440 | 36·0 | 785 | 64·0 | ... | .. | ... | ... |
| Kohat, ... ... ... | 299 | 42·0 | 298 | 44·0 | 116 | 16·0 | ... | ... |
| Total, ... ... | 35,306 | 24·3 | 77,997 | 53·0 | 3,485 | 2·3 | 29,689 | 24·4 |

35. The proportion of cases decided by officers at head quarters has varied, from 3 per cent in the Montgomery district, to 44 per cent in the Moozuffurgurh district. The work performed by the Judges of Small Cause Courts should also, properly speaking, be included in the work performed by officers at head quarters. If this is done the number of cases decided by the higher grades of officers would almost correspond with the number disposed of by Tehseeldars, Naib Tehseeldars and Honorary Civil Judges.

36. The small proportion of work performed by the head quarter officers of the Montgomery and Kangra districts will attract notice. The

unequal distribution of work among the Suddur and Tehseel Courts in the Montgomery district formed the subject of a correspondence with the Deputy Commissioner and Commissioner in November last, and Mr. Blyth writes in his report that, since the receipt of the Court's orders on the subject, steps have been taken to allot more Civil cases to the Suddur officers.

37. The area of the Kangra district being unusually large, and locomotion at certain seasons of the year being difficult, it is perhaps desirable that all suits within the cognizance of Tehseeldars, and in which the cause of action arose within their jurisdiction, should be disposed of by them, so that suitors may be put to as little inconvenience and expense as possible. This will probably account, in the absence of any explanation by the Deputy Commissioner, for the small amount (9·5 per cent) of work disposed of by officers at the Suddur.

38. The proportion of work performed by the Suddur Courts of the districts of Goojranwalla, Hissar, Goordaspore, and Dera Ismael Khan is also small, compared with that disposed of by the Tehseeldars and Naib Tehseeldars.

39. A very large number of cases was disposed of by the Tehseeldars of the following districts :—

Amount of work by Tehseeldars.

| Districts. | Total number of cases disposed of in the district. | Total No. of cases disposed of by Tehseeldars and Naib Tehseeldars. | Proportion of cases disposed of by Tehseeldars and Naib Tehseeldars. |
|---|---|---|---|
| Sealkote, ... ... ... | 8,598 | 5,821 | 67 7 |
| Umritsur, ... ... ... | 11,297 | 5,606 | 50·0 |
| Hooshiarpore, ... ... ... | 10,887 | 5,165 | 47 4 |
| Goordaspore, ... ... ... | 5,473 | 4,398 | 80 0 |
| Ferozepore, ... ... ... | 6,824 | 3,477 | 51 0 |
| Jullundur, ... ... ... | 10,332 | 3,458 | 33 0 |
| Umballa, ... ... ... | 7,506 | 3,234 | 43 0 |
| Bunnoo, ... ... ... | 4,400 | 3,250 | 73·9 |
| Dera Ismael Khan, ... ... | 4,441 | 3,129 | 70 0 |
| Rawulpindee, ... ... ... | 6,078 | 3,134 | 51·6 |
| Kangra, ... ... ... | 3,604 | 3,087 | 86·0 |

Tehseeldars and Naib Tehseeldars who disposed of the largest number of cases.

40. The following Tehseeldars and Naib Tehseeldars are conspicuous for the very large number of cases decided by them :—

| Officers. | Tehseel. | District. | Number of suits disposed of. |
|---|---|---|---|
| Sooruj Surun, Tehseeldar, ... ... ... | Buttala, ... | Umritsur, ... | 1,465 |
| Dass Mull, " ... ... ... | Dussooah, ... | Hooshiarpore, ... | 1,149 |
| Iltaf Ally, Naib " ... ... ... | Duska, ... | Sealkote, ... | 1,099 |
| Hissamooddeen, " ... ... ... | Nuwashahr, ... | Jullundur, ... | 1,056 |
| Abdoolla Athim, " ... ... ... | Tarn Tarn, ... | Umritsur, ... | 1,032 |
| Akbar Khan, " ... ... ... | Nuwashahr, ... | Jullundur, ... | 992 |
| Bunseedhur, " ... ... ... | Pathankote, ... | Goordaspore, ... | 973 |
| Hedayut Ally, " ... ... ... | Ajnala, ... | Umritsur, ... | 941 |
| Suchet Singh, Naib " ... ... ... | Tarn Tarn, ... | Do., ... | 920 |
| Burkut Ally, " ... ... ... | Jagaduree, ... | Umballa, ... | 918 |

Act XXVII of 1867 does not seem to have had much effect in reducing the number of suits disposed of by Tehseeldars.

Scheme for relieving the Tehseeldars of a large portion of judicial work will be submitted.

41. The Court will take the opportunity afforded by your letter No. 1,639, dated 9th June, of suggesting a scheme for relieving the Tehseeldars of a large portion of the judicial work imposed upon them in certain districts in which there is a pressure of Civil suits.

Cases how disposed of.

42. Of the total number of cases disposed of, 32,571, or 22 per cent, were withdrawn, transferred, or struck off without trial; and in 1,13,106, or 77·5 per cent, decrees were given in favour of plaintiff or defendant.

Uncontested cases.

Contested cases.

43. Of the 1,13,106 cases in which decrees passed, 60,248, or 53 per cent, were decided without contest in Court, that is, either by confession, compromise, or ex parte; and 52,858, or 36 per cent, were contested cases, tried and decided on their merits.

Detailed results.

44. The above results are given more in detail in the following statement, which also shows the manner in which cases were disposed of in 1867 as compared with the previous year.

The returns of the North-Western Provinces for 1866 are also added for the purpose of comparison :—

| Years. | By decision on the merits. | | | | | Ex parte. | On confession. | By arbitration. | Non-suited. | Dismissed on default. | Adjusted or withdrawn. | Transferred. | Total. |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | In favor of Plaintiffs | | | In favor of defendant. | Total. | | | | | | | | |
| | In whole. | In part. | Total. | | | | | | | | | | |
| 1867. | | | | | | | | | | | | | |
| Number of suits, ... | 20,126 | 15,307 | 35,433 | 17,425 | 52,858 | 6,597 | 32,529 | 7,225 | 997 | 19,034 | 26,217 | 220 | 1,45,677 |
| Per-centage, ... | 13·8 | 10·5 | 24·3 | 11·9 | 36·2 | 4·5 | 22·3 | 4·9 | 0·6 | 13·0 | 18·0 | 0·6 | |
| 1866. | | | | | | | | | | | | | |
| Per-centage, ... | 14·3 | 10·9 | 25·2 | 13·1 | 38·3 | 2·7 | 22·7 | 6·7 | 1·2 | 9·7 | 18·6 | 0·1 | 100 |
| 1865. | | | | | | | | | | | | | |
| Per-centage, ... | 13·8 | 10·9 | 24·7 | 12·7 | 37·4 | 2·2 | 25·0 | 7·4 | 1·3 | 8·0 | 18·3 | 0·4 | 100 |
| N. W. P. 1866. | | | | | 50·0 | 10·0 | 20·0 | 3·0 | | 4·0 | 13·0 | | |

Comparison with previous years.

45. It will be observed that the results of 1867 differ in several material points from those of the two preceding years. The proportion of cases decided on their merits and by arbitration has decreased; while the proportion of cases decided ex parte and dismissed on default has considerably increased. These differences in results are chiefly due to the operation of Act VIII of 1859 which was in force throughout the whole year.

Cases decided on their merits.

46. The proportion of cases decided on their merits (36·2 per cent.) was 2 per cent less than in 1866. The cause of this decrease is no doubt partly due to the increase in the proportion of cases decided ex parte and dismissed on default in 1867, as compared with the preceding year. The proportion of cases decided on their merits was highest in the following districts :—

| | *Total No. of cases disposed of.* | *No. of cases decided on merits.* | *Proportion of cases decided on merits.* |
|---|---|---|---|
| Bunnoo, ... ... | 4,400 | 2,648 | 60·0 |
| Jhelum, ... ... | 3,153 | 1,618 | 51·0 |
| Goordaspore, ... | 5,473 | 2,652 | 48·0 |
| Simla, ... ... | 1,814 | 824 | 45·0 |
| Kohat, ... ... | 713 | 323 | 45·0 |
| Peshawur, ... ... | 6,317 | 2,720 | 43·0 |

47. Of contested suits, 35,433, or 67 per cent, were decided in whole or in part in favor of plaintiffs; and 17,425, or 33 per cent, in favor of defendants. In the preceding year, the proportions were 66 and 34 per cent respectively. The per-centage of cases decided in favor of plaintiffs was highest in the following districts :—

Contested cases.

| | |
|---|---|
| Simla, ... ... ... ... | 81 per cent. |
| Goorgaon, ... ... ... ... | 79 „ „ |
| Peshawur, ... ... ... ... | 77 „ „ |
| Kangra, ... ... ... ... | 76 „ „ |
| Mooltan, ... ... ... ... | 76 „ „ |
| Montgomery, ... ... ... | 76 „ „ |

and lowest in the following :—

| | |
|---|---|
| Jullundur, ... ... ... | 53 per cent. |
| Shahpore, ... ... ... | 54 „ „ |
| Jhelum, ... ... ... | 58 „ „ |
| Sirsa, ... ... ... ... | 61 „ „ |
| Umballa, ... ... ... ... | 62 „ „ |
| Loodiana, ... ... ... ... | 62 „ „ |
| Hissar, ... ... ... ... | 62 „ „ |
| Bunnoo, ... ... ... ... | 62 „ „ |
| Moozuffurgurh, ... ... ... | 62 „ „ |

48. The number of cases decided ex parte has increased from 4,416 in 1866, to 6,597 in 1867, or from 2·7 per cent of the whole to 4·5 per cent. In the North-West Provinces in 1866, the proportion of *ex parte* decisions was 10 per cent.

Cases decided ex parte.

49. The number of cases in which a decree passed on confession of judgment was 32,529, or 22·3 per cent of the whole number of cases disposed of. The proportion is almost exactly the same as in 1866. Cases decided on confession were proportionately most numerous in—

Cases decided on confession.

| | |
|---|---|
| Moozuffurgurh, ... ... | 32 per cent of cases disposed of. |
| Jhung, ... ... ... | 30 „ „ „ |
| Loodiana, ... ... ... | 30 „ „ „ |
| Sealkote, ... ... ... | 29 „ „ „ |
| Goojranwalla, ... ... | 27 „ „ „ |
| Dera Ghazee Khan,... ... | 27 „ „ „ |

and fewest in Bunnoo (8 per cent), Jhelum (9 per cent), Simla (11 per cent), Goordaspore (13 per cent), Umballa (17 per cent), and Umritsur (18 per cent).

Cases dismissed on default.

50. The number of cases struck off on default has also, the Court regrets to observe, increased from 16,159 in 1866, to 19,034 in 1867, or from 9·7 per cent to 13 per cent. This result is exceedingly unsatisfactory, and has been attributed by some officers to the stringent provisions of the Code of Civil Procedure in regard to the appearance of parties and the consequence of non-appearance.

Cause of increase.

51. The Court is of opinion that the result is due to a strict enforcement of the provisions of the Code as regards the parties to a suit, and a neglect of them as regards the Courts and their subordinate officials. It not unfrequently happens, the Court has observed, that cases are not always heard on the dates fixed for hearing, and are afterwards unexpectedly brought forward on dates of which the litigants have had no notice. This procedure is entirely inconsistent with the provisions of the Code, and orders passed under it are illegal.

Cause lists to be prepared.

52. The attention of the Courts has been called to the necessity of preparing cause lists, showing the cases fixed for hearing on each day during the following week or fortnight, and, if possible, of hearing all cases on the dates fixed. If the case is not heard on the appointed date, which will seldom happen if the sittings of the Court are regularly held, and the dates are fixed with due attention to the state of the files and the business coming before the Court, a new date should be fixed, and the parties, who ought to be present, called and informed. But if for any reasons the case was neither heard nor called on, on the date fixed, then a fresh notice informing them of the date to which the case has been postponed should be issued.

53. In the following statement the districts have been arranged according to the proportion of cases dismissed on default:

Proportion of cases dismissed on default.

| No. | DISTRICTS. | Total No. of cases disposed of. | No. of cases dismissed on default. | Per-centage of cases dismissed on default. |
|---|---|---|---|---|
| 1 | Bunnoo, ... ... ... ... | 4,400 | 204 | 5 |
| 2 | Rhotuck, ... ... ... ... | 1,485 | 71 | 5 |
| 3 | Peshawur, ... ... ... ... | 6,347 | 412 | 6 |
| 4 | Delhi, ... ... ... ... | 4,891 | 313 | 6 |
| 5 | Kohat, ... ... ... ... | 713 | 51 | 7 |
| 6 | Hooshiarpore, ... ... ... ... | 10,887 | 796 | 7 |
| 7 | Hissar, ... ... ... ... | 1,513 | 124 | 8 |
| 8 | Kurnal, ... ... ... ... | 1,946 | 159 | 8 |
| 9 | Dera Ismael Khan, ... ... ... | 4,441 | 403 | 9 |
| 10 | Kangra, ... ... ... ... | 3,604 | 334 | 9 |
| 11 | Loodiana, ... ... ... ... | 6,656 | 649 | 9 |
| 12 | Simla, ... ... ... ... | 1,814 | 197 | 10 |
| 13 | Dera Ghazee Khan, ... ... ... | 3,959 | 459 | 11 |
| 14 | Sirsa, ... ... ... ... | 924 | 105 | 11 |
| 15 | Goorgaon, ... ... ... ... | 1,740 | 188 | 11 |
| 16 | Mooltan, ... ... ... ... | 2,622 | 336 | 12 |
| 17 | Sealkote, ... ... ... ... | 8,598 | 1,067 | 12 |
| 18 | Umballa, ... ... ... ... | 7,506 | 968 | 13 |
| 19 | Goojrat, ... ... ... ... | 3,032 | 425 | 14 |
| 20 | Jhelum, ... ... ... ... | 3,153 | 473 | 15 |
| 21 | Goojranwala, ... ... ... ... | 3,753 | 567 | 15 |
| 22 | Shahpore, ... ... ... ... | 3,170 | 499 | 16 |
| 23 | Rawulpindee, ... ... ... | 6,078 | 986 | 16 |
| 24 | Lahore, ... ... ... ... | 8,968 | 1,466 | 16 |
| 25 | Goordaspore, ... ... ... ... | 5,473 | 876 | 16 |
| 26 | Jullundur, ... ... ... ... | 10,332 | 1,630 | 16 |
| 27 | Moozaffergurh, ... ... ... | 3,495 | 622 | 17 |
| 28 | Huzara, ... ... ... ... | 1,216 | 221 | 18 |
| 29 | Montgomery, ... ... ... ... | 2,051 | 367 | 18 |
| 30 | Ferozepore, ... ... ... ... | 6,284 | 1,146 | 18 |
| 31 | Jhung, ... ... ... ... | 3,379 | 644 | 19 |
| 32 | Umritsur, ... ... ... ... | 11,297 | 2,376 | 21 |
| | TOTAL, ... | 1,45,677 | 19,034 | 13 |

54. The proportion of cases dismissed in default in the Umritsur district is, as in the two preceding years, excessive, and not very creditable to the judicial officers of that district.

In Umritsur district.

Enquiries were instituted by the Court with a view of ascertaining the cause of this unsatisfactory feature in the Umritsur returns, and the Court hopes to see an improvement in future. The Commissioner, Colonel Farrington, has also requested the Deputy Commissioner of Umritsur to send him by the 10th of each month the files of cases struck off in default during the preceding month, and the Court has no doubt that if this course were more generally followed by Appellate Courts the proportion of cases dismissed on default would considerably diminish.

55. The smallest proportion of cases was dismissed in default by the following officers :—

Dismissal of cases by certain officers.

| | *No. of cases disposed of.* | *Struck off in default.* | *Per-centage.* |
|---|---|---|---|
| Ramjee Mull, Tehseeldar, ... | 113 | 2 | 2 per cent. |
| Luchmun Dass, do., ... | 583 | 16 | 3 ,, |
| Salig Ram, do., ... | 583 | 24 | 4 ,, |
| Mr. Perkins, Deputy Commr., | 24 | 1 | 4 ,, |
| Mehr Chund, Tehseeldar, ... | 290 | 17 | 6 ,, |
| Major Maxwell, Deputy Commr., | 94 | 7 | 7 ,, |

In what Courts the proportion of cases dismissed in default was highest.

56. The largest proportion of cases was struck off in default in the Courts of the following officers :—

| Officers. | District. | No. of suits disposed of. | No. dismissed in default. | Per-centage of cases dismissed in default. |
|---|---|---|---|---|
| Mr. Wakefield, Offg. Deputy Commissioner, ... | Ferozepore, ... | 141 | 112 | 79 per cent. |
| Mr. Venning, Assistant do., ... | Do., ... | 147 | 98 | 66 ,, ,, |
| Cap. Johnstone, do. do., ... | Umritsur, ... | 67 | 35 | 52 ,, ,, |
| Mr. C. Stephen, Ex. do. do., ... | Lahore, ... | 122 | 61 | 50 ,, ,, |
| Mr. C. T. Owen, do. do. do., ... | Umritsur, ... | 147 | 69 | 46 ,, ,, |
| Nasir Ali, do. do. do., ... | Do., ... | 440 | 178 | 40 ,, ,, |
| Mr. Roe, Assistant do., ... | Do., ... | 120 | 45 | 37 ,, ,, |
| Mr. Benton, do., do., ... | Jhung, ... | 181 | 66 | 36 ,, ,, |
| Fyzul Hussun, Extra Asst. Commissioner, ... | Do., ... | 160 | 48 | 30 ,, ,, |
| Mr. L. Griffin, Assistant do., ... | Lahore, ... | 102 | 30 | 29 ,, ,, |
| Lieut. Riddell, do. do., ... | Umritsur, ... | 191 | 49 | 25 ,, ,, |
| Gholam Moortaza, Tehseeldar, ... | Huzara, ... | 404 | 102 | 25 ,, ,, |
| Mr. Beachcroft, Assistant Commissioner, ... | Lahore, ... | 81 | 21 | 25 ,, ,, |
| Lieut. Armstrong, do. do., ... | Mozuffurgurh, | 780 | 187 | 23 ,, ,, |
| Burkut Ali Khan, Tehseeldar, ... | Lahore, ... | 464 | 105 | 23 ,, ,, |
| Major Hawes, Deputy Commissioner, ... | Moozuffurgurh, | 113 | 25 | 22 ,, ,, |
| Burkut Ali, Tehseeldar, ... ... | Montgomery, | 281 | 63 | 22 ,, ,, |

57. The above statistics show that the fault is not in the Code of Civil Procedure, or with the suitors, but in the Courts themselves. In practice an unusual increase in such cases is a sure index of irregularity on the part of the Court, either in the time of sitting, or in the system of bringing cases forward, or in the defective way in which parties are informed by the Court or its officers of what they have to do. Whenever the statistics show a large proportion of cases struck off in default the Deputy Commissioner should set himself to ascertain the cause, instead of resting satisfied that the state of things is inevitable. He may safely take it for granted that a cause exists and he should try to discover and remedy it.

Cause explained.

58. Notwithstanding that non-suits are unknown under Act VIII of 1859, a small number of suits (997) were so disposed of during the past year.

Non-suits.

59. 13,897 cases are shown as decided by compromise or consent. These cases have been shown separately in the present year's returns. It has hitherto been the practice to include them under the head of cases "adjusted or withdrawn," which comprised all cases amicably settled in Court whether a decree passed or not. In the returns prescribed by the Statistical Committee, however, cases which have been adjusted or withdrawn without trial or decree have been distinguished from cases in which decrees have passed by compromise or consent.

Cases decided by compromise or consent.

60. This will account for the apparent decrease in the number of cases shown as adjusted or withdrawn in 1867, as compared with the previous year, the numbers for the two years being 12,320 and 30,965 respectively. This will appear clearer from the subjoined statement:—

Cases adjusted or withdrawn.

| | 1866. | | 1867. | |
|---|---|---|---|---|
| | Number of cases. | Percentage. | Number of cases. | Percentage. |
| Cases adjusted or withdrawn, ... | 30,965 | 18 6 | 12,320 | 8·4 |
| Cases decided by compromise or consent, ... | ... | ... | 13,897 | 9·5 |
| Total, ... | 30,965 | 18·6 | 26,217 | 18·0 |

61. The proportion of cases adjusted or withdrawn in the North-West Provinces in 1866 was 13 per cent.

Cases decided by arbitration.

62. As was anticipated in last year's report, the number of cases referred to arbitration has considerably decreased. The number of cases decided by arbitration in 1867 was 7,225, or 4·9 per cent of the whole, against 11,210, or 6·7 per cent, in 1866. The proportion is still much higher than in the North-West Provinces, in which it has not exceeded 3 per cent during the last six years. It is probable that as the arbitration rules of the Code of Civil Procedure become better known, references to arbitration will become still less frequent, and under the present state of the law the Court thinks it desirable that the number should decrease.

63. Many officers think that the provisions of the Punjab Civil Code, under which it was competent to the Court to refer any case to arbitration, was a very useful one, though sometimes liable to be abused, and they would like to see the Courts vested again with a similar power. It is stated that cases are still referred to arbitration by order of the Court, or at least at its suggestion. Courts have been warned against exercising undue pressure in this respect. It may in some cases be right to encourage resort to arbitration, but when this is done the parties should at the same time be distinctly informed that the award of arbitrators is final unless on the grounds of corruption or misconduct.

Proportion in different districts.

64. The proportion of cases referred to arbitration varied from 2 per cent in the Goordaspore district to 8 per cent in the Jullundur and Mooltan districts. Of the 7,271 cases referred to arbitration, in only 46 cases, or 0·6 per cent, were the awards set aside on account of corruption or misconduct, and more than half of these (26 cases) occurred in the Hooshiarpore district. In the remaining cases the judgments were given in accordance with the award of the arbitrators.

Irregularity in the Jullundur district.

65. The Officiating Commissioner of the Jullundur Division has pointed out a very irregular practice which obtained in the Court of Sooltan Ali, Extra Assistant Commissioner, in regard to the issuing of commissions under Sections 180 and 181 of Act VIII of 1859, and the Court has had occasion to point out the gross misconstruction of the Code in this respect in several cases which have come before it in appeal. Colonel Young writes—"There is a Court from which I

" have heard perhaps 100 appeals, and never have, as I think, seen a case in " which a commission was not appointed nor a case in which the Judge heard " any evidence himself." Although a Civil Court is empowered under the Code of Civil Procedure to appoint a commission for the purpose of taking evidence or for a local investigation, or an investigation into accounts, it evidently never was the intention of the legislature that the Court should delegate its functions entirely to the commission, as appears to have been the practice of the officer referred to. Mr. Forsyth states that Sooltan Ali is very untrustworthy, and that his decisions are most carelessly drawn up, and based on most meagre evidence; and Colonel Young has suggested that on Sooltan Ali's return to India his cases of 1867 should be submitted to a Commission, with orders to report whether he is fit to be a Civil Judge or not.

## SMALL CAUSE COURTS.

Cases disposed of by Small Cause Courts.

66. The cases disposed of by Small Cause Courts have been taken into account in the foregoing observations, and it is now proposed, following the plan adopted in last year's report, to consider the working of these Courts separately. The cases disposed of by the District Small Cause Courts are shewn in detail in the following statement :—

| Court. | Number of cases for disposal. | | | Number of cases disposed of during 1867. | Number of cases pending at close of 1867. | Date of oldest case pending. | Average duration of each case. | Number of applications for retrial. | Number of retrials granted during the year. | Average number of hearings in each case. |
|---|---|---|---|---|---|---|---|---|---|---|
| | Pending at end of 1866 | Instituted and received by transfer during 1867. | Total. | | | | | | | |
| Delhi, ... | 24 | 2,795 | 2,819 | 2,776 | 43 | 29th Novr. 1867. | 5 | 87 | 55 | 3 |
| Simla, ... | ... | 1,280 | 1,280 | 1,261 | 19 | 21st " " | 10 | 27 | 15 | 2 |
| Loodiana, ... | 28 | 2,723 | 2,751 | 2,667 | 64 | 23rd " " | 8 | 201 | 61 | 2 |
| Jullundur, ... | 77 | 3,349 | 3,426 | 3,359 | 67 | 12th Decr. " | 7 | 458 | 488 | 3 |
| Hooshiarpore, | 47 | 3,014 | 3,061 | 3,018 | 43 | 5th " " | 8 | 271 | 80 | 2 |
| Umritsur, ... | 35 | 3,211 | 3,246 | 3,120 | 126 | 25th Novr. " | 6 | 330 | 171 | 2 |
| Lahore, ... | 40 | 3,834 | 3,874 | 3,623 | 251 | 12th " " | 15 | 194 | 58 | 2 |
| Peshawur, ... | 28 | 2,477 | 2,505 | 2,472 | 33 | 13th " " | 11 | 85 | 43 | 3 |
| Total, ... | 279 | 22,683 | 22,962 | 22,296 | 666 | 12th Novr. 1867. | 9 | 1,653 | 971 | 2·4 |

67. 2,068, or 8 per cent, fewer cases were instituted in the District Small Cause Courts than in the preceding year. In that year, however, there was an increase of 7 per cent in the institutions as compared with the year 1865, so that the decrease in the year under report may be accounted for by the fluctuation which is observed in comparing the returns of one year with those of another.

Decrease in institutions.

68. There has been a decrease in the Simla, Loodiana, Jullundur, Hooshiarpore, Umritsur and Lahore Courts, and an increase in the Delhi and Peshawur Courts. The largest decrease has occurred in the Hooshiarpore Court, in which the institutions fell from 4,021 in 1866, to 3,014 in 1867, or by nearly 25 per cent. Mr. Donald's explanation of the cause of this decrease has already been referred to in para 8. The Deputy Commissioner considers that the decrease is in a measure due to the large number of prosecutions instituted against offenders against public justice; but Colonel Young thinks that it is not likely that these prosecutions had any effect upon the number of cases instituted, and the Court concurs in this opinion.

69. In the Lahore Small Cause Court there has also been a large decrease, from 4,546 in 1866, to 3,834 in 1867. The Judge, Mr. Powell, writes that this decrease is mainly attributable to the increased stamp duty, which came into force on 1st May 1867; but from the statistics given in his report it is clear that there must have been a decrease independently of the increase in stamp duty, as more than half the decrease occurred during the first four months of the year, before the new Stamp Act came into operation. Thus :—

Decrease in the Lahore Small Cause Court.

| | | | |
|---|---|---|---|
| Up to April 1866, | the institutions were | | 1,416 |
| ditto, 1867, | ditto, | ... | 1,054 |
| | Difference, | ... | —362 |

The actual decrease in institutions for the whole year was only 712.

70. No explanation has been given of the decrease of 432 cases in the Jullundur Court, or of 415 cases in the Umritsur Court; but from statistics furnished by Mr. Roe, Officiating Judge of the latter Court, it appears that the falling off occurred in the first half of the year between January and June. The institutions between June and December

Decrease in the Jullundur and Umritsur Courts.

of 1867, were more numerous than in the corresponding period of 1866. The decrease in this Court, therefore, must be due to some cause other than the increase of stamp duty. The small decrease in the Loodiana Court does not require special notice. No particular reason can be alleged, the Judge writes, for the decrease in the Simla Small Cause Court, "further than that a very careful scrutiny "into all claims for debts was exercised by the Court, and that the proportion "of decrees for plaintiffs was much less than that in the preceding year."

Increase in the Delhi and Peshawur Courts.

71. A large increase (27 per cent) occurred in the Peshawur Small Cause Court, and a further increase of (9 per cent) in the Delhi Court, as compared with the preceding year. The increase in the Peshawur Court is owing probably to the extension of the local jurisdiction of the Court.

Descriptions of suits.

72. The various descriptions of suits instituted in the several Courts are shewn in the subjoined statement :—

| | Delhi. | Simla. | Loodiana. | Jullundhur. | Hooshiarpore. | Umritsur. | Lahore. | Peshawur. |
|---|---|---|---|---|---|---|---|---|
| I.—For money due on contract :— | | | | | | | | |
| 1. On written obligation for sums certain. | | | | | | | | |
| a. Registered, ... | 295 | 6 | 123 | 111 | 296 | 77 | 35 | 123 |
| b. Unregistered. ... | 776 | 133 | 876 | 1,283 | 1,314 | 1,026 | 1,399 | 668 |
| 2. On unwritten obligation for sums certain, ... | 515 | 311 | 540 | 578 | 651 | ... | 174 | 371 |
| 3. For account stated, ... | 366 | 183 | 459 | 101 | 149 | 365 | 590 | 342 |
| 4. Money paid or received, ... | 71 | 170 | ... | 941 | 54 | 1,354 | 52 | 49 |
| 5. Goods sold, ... | 368 | 236 | 428 | 17 | 40 | 182 | 797 | 431 |
| 6. For breaches of contract not included in above, ... | 43 | 151 | ... | ... | 114 | 9 | 732 | 307 |
| II.—For rent, ... | 104 | 48 | 33 | 20 | 23 | 62 | 33 | 99 |
| III.—For personal property or its value, | 242 | 30 | 202 | 218 | 292 | 102 | 17 | 80 |
| IV.—For damages. | | | | | | | | |
| 1. For injuries to the person, attended with direct or actual pecuniary damage, ... | ... | ... | ... | ... | ... | ... | 2 | ... |
| 2. For injuries to property, ... | 27 | 8 | 62 | 75 | 2 | 20 | 6 | 3 |
| 3. For other injuries not included in above, ... | ... | 4 | ... | ... | 128 | 23 | ... | 4 |
| Total, ... | 2,807 | 1,280 | 2,728 | 3,344 | 3,058 | 3,220 | 3,837 | 2,477 |

73. The suits have been classified according to the new system proposed by the Statistical Committee; which will account for the differences in the results which are apparent in the above statement.

State of the files.

74. Including 279 cases pending at the end of 1866, and 21 cases received by transfer, there were in all 22,962 cases for disposal in the eight District Small Cause Courts during the year. Of these, 97 per cent were disposed of, leaving a balance of 666, or a little less than 3 per cent pending at the close of 1867. The average duration was 9 days, or 2 days more than in 1866. It was highest (15 days) in the Lahore Small Cause Court, in which also the largest number of cases (251) was pending at the end of the year. The oldest case dated from the 12th November. The Court considers the state of the files, on the whole, satisfactory.

75. The next statement shows the manner in which the cases coming before the District Small Cause Courts were disposed of, as compared with the manner in which cases were disposed of in District Courts and Cantonment Small Cause Courts :—

| COURTS. | BY DECISION ON THE MERITS. | | | | | Ex parte. | On confession. | By arbitration. | Non-suited. | Dismissed on default. | Adjusted or withdrawn. | Transferred. | By compromise and consent. | Total. |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | In favor of plaintiff. | | | In favor of defendant. | Total. | | | | | | | | | |
| | In whole. | In part. | Total. | | | | | | | | | | | |
| **Number of cases.** | | | | | | | | | | | | | | |
| Ordinary Civil Courts, ... | 16,661 | 12,345 | 29,006 | 14,125 | 43,131 | 4,635 | 24,157 | 6,614 | 650 | 16,354 | 10,324 | 196 | 10,503 | 1,15,964 |
| District Small Cause Courts, ... | 2,957 | 2,402 | 5,359 | 2,963 | 8,322 | 1,143 | 5,264 | 734 | 149 | 2,121 | 1,496 | 23 | 2,974 | 22,296 |
| Cantonment „ „ „ ... | 508 | 560 | 1,068 | 337 | 1,405 | 819 | 3,108 | 477 | 198 | 489 | 500 | 1 | 420 | 7,417 |
| **Per-centage.** | | | | | | | | | | | | | | |
| Ordinary Civil Courts, ... | 14·3 | 10·6 | 25· | 12·1 | 37·1 | 3·9 | 20·8 | 5·1 | 0·5 | 14·1 | 8·9 | 0·1 | 9 0 | 99 5 |
| District Small Cause Courts, ... | 13·2 | 10·7 | 24· | 13·2 | 37·3 | 5·1 | 23·6 | 3·2 | 0·6 | 9·8 | 6 7 | 0 1 | 13 3 | 99 7 |
| Cantonment „ „ „ ... | 6·8 | 7·5 | 14·3 | 4·5 | 18·9 | 11·0 | 41·9 | 6·4 | 2 6 | 6·5 | 6 7 | — | 5 6 | 99 6 |
| **Total.** | | | | | | | | | | | | | | |
| Number of cases, ... ... | 20,126 | 15,307 | 35,433 | 17,425 | 52,858 | 6,597 | 32,529 | 7,225 | 997 | 19,064 | 12,320 | 220 | 13,897 | 1,45,677 |
| Per-centage, ... ... ... | 13·8 | 10·5 | 24 3 | 11 9 | 36 2 | 4 5 | 22 3 | 4·9 | 0·6 | 13·0 | 8 4 | 0 1 | 9 5 | 99 5 |

76. It appears from the above comparative statement that the proportion of cases decided on the merits is exactly the same in the Ordinary Civil Courts and in the District Small Cause Courts, and that the proportion of cases decided in favour of plaintiffs is somewhat less in the latter than in the former. The procedure in the Ordinary District Courts and in the Small Cause Courts being now in all essential points the same, it was to be expected that the result would correspond more closely than in former years. A smaller proportion of cases was decided by arbitration and dismissed on default in the District Small Cause Courts, than in the Ordinary Civil Courts, while in the latter fewer cases, in proportion to the total number disposed of, were decided ex parte and on confession than in the former.

Results of litigation in each Small Cause Court.

77. Comparing the District Small Cause Courts with each other, the following are the results :—

| | Per-centage of cases decided on the merits. | | | | | Per-centage of cases decided. | | | | | | | | | Re-trials. | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | *In favor of plaintiffs.* | | | | | | | | | | | | | | | |
| | In whole. | In part. | Total. | In favor of defendants. | Total. | Ex parte. | On confession. | By arbitration. | Non-suited. | Dismissed on default. | Adjusted or withdrawn. | By compromise and consent. | Transferred. | Total. | Number. | Per-centage of total disposed of. |
| Delhi, ... | 13·98 | 12·36 | 26·34 | 7·20 | 33·54 | 5·10 | 26·58 | 4·14 | ·22 | 3·60 | 13·28 | 12·25 | ·69 | 99·56 | 52 | 1·87 |
| Simla, ... | 30·93 | 14·43 | 45·36 | 4·04 | 49·40 | 10·23 | 9·67 | 5·31 | 3·00 | 11·03 | ... | 11·25 | ... | 99·98 | 15 | 1·18 |
| Loodiana, ... | 10·42 | 5·06 | 15·49 | 12·75 | 28·24 | 1·73 | 35·85 | 2·47 | ·56 | 5·51 | 2·48 | 23·09 | ... | 99·89 | 57 | 2·14 |
| Jullundur, ... | 6·46 | 7·29 | 13·75 | 21·61 | 35·36 | 2·47 | 19·61 | 7·18 | ... | 21·52 | 7·53 | 6·18 | ·06 | 99·91 | 442 | 13·13 |
| Hoosheiarpore, | 15·21 | 11·0 | 26·21 | 17·36 | 43·57 | 2·72 | 20·54 | 4·41 | ·33 | 3·61 | 20·99 | 3·88 | ... | 100·05 | 74 | 2·42 |
| Umritsur, ... | 9·88 | 11·78 | 21·66 | 18·98 | 40·64 | 7·01 | 21·38 | 2·08 | ·74 | 13·42 | 1·18 | 12·88 | ·00 | 100·69 | 168 | 5·57 |
| Lahore, ... | 13·58 | 11·65 | 25·23 | 8·36 | 33·59 | 9·52 | 20·87 | 1·16 | ... | 12·78 | ... | 22·08 | ... | 100·00 | 53 | 1·46 |
| Peshawur, | 17·92 | 15·29 | 33·21 | 9·35 | 42·56 | 2·91 | 29·69 | ·40 | 2·27 | 3·80 | 5·66 | 13·43 | ... | 100·42 | 85 | 3·44 |
| Total, ... | 13·22 | 10·77 | 23·99 | 13·29 | 37·28 | 5·13 | 23·61 | 3·29 | ·62 | 9·82 | 6·71 | 13·34 | ·10 | 99·90 | 946 | 4·24 |

78. The manner in which cases are disposed of in the different Courts varies considerably. The proportion of cases decided on their merits varied, from 28 per cent in Loodiana to 49 per cent in Simla. In Simla also the largest per-centage of cases, viz. 45, was decided in favour of plaintiffs. In Jullundur the per-centage of cases so decided was only 13·75, while the proportion decided in favour of defendants amounted to 21·61 per cent.

79. The proportion of cases decided ex parte is highest, as in last year, in the Simla and Lahore Courts, being 10·23 and 9·52 per cent respectively. It was lowest, 1·73 per cent, in the Loodiana Court.

Decisions ex parte.

80. Cases decided on confession do not call for any special notice. The results in the different Courts are much the same as in the preceding year.

On confession.

81. The proportion of cases dismissed on default is somewhat less than in 1866. There is a great improvement in the Umritsur Court, in which the proportion fell from 29 per cent to 13 per cent. It has, however, increased in the Simla Court from 4 per cent to 11 per cent, and from 17·7 per cent to 21·52 per cent in the Jullundur Court.

Cases dismissed on default.

82. The manner in which applications for re-trial have been dealt with by the different Courts is shown in the following statement, which also includes the number of cases referred to the Chief Court for rulings on points of law :—

Applications for re-trial.

| Courts. | Applications for a new trial, preferred under Section 21, Act XI of 1861. | | | | | | Manner in which disposed of. | | | | | | | | Number of cases referred to Chief Court under Sections 22 and 32 of Act XI of 1865. | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | Pending at close of 1866. | | Presented during 1867. | | Total for disposal. | | Applications struck off or rejected without being registered for trial. | | Applications admitted for trial. | | | | | | Cases referred by Court of its own motion. | Cases referred at the instance of plaintiff. | Cases referred at the instance of defendant. | Total. | Application for reference rejected. |
| | | | | | | | | | Cases in which former judgment was maintained. | | Cases in which former judgment was reversed or modified. | | Cases pending at close of 1867. | | | | | | |
| | By Pltff. | By Defdt. | By Pltff. | By Defdt. | By Pltff. | By Defdt. | By Pltff. | By Defdt. | By Pltff. | By Defdt. | By Pltff. | By Defdt. | By Pltff. | By Defdt. | | | | | |
| Delhi, ... ... ... | 2 | 5 | 69 | 18 | 71 | 23 | 26 | 13 | 14 | 5 | 28 | 5 | 3 | ... | 3 | ... | ... | 3 | ... |
| Simla, ... ... ... | ... | ... | 19 | 8 | 19 | 8 | 6 | 6 | 5 | ... | 8 | 2 | ... | ... | 2 | ... | 1 | 3 | ... |
| Loodiana, ... ... ... | 1 | ... | 139 | 62 | 140 | 62 | 95 | 46 | 13 | 9 | 29 | 7 | 3 | ... | ... | ... | ... | ... | ... |
| Jullundur, ... ... ... | 19 | 1 | 314 | 144 | 333 | 145 | 10 | 10 | 203 | 73 | 108 | 58 | 12 | 4 | 2 | ... | 1 | 3 | ... |
| Hooshiarpore, ... ... | 3 | ... | 202 | 69 | 205 | 69 | 143 | 51 | 30 | 12 | 26 | 6 | 6 | ... | ... | ... | ... | ... | ... |
| Umritsur, ... ... ... | ... | ... | 231 | 99 | 231 | 99 | 123 | 36 | 79 | 37 | 28 | 24 | 1 | 2 | 4 | ... | 1 | 5 | ... |
| Lahore, ... ... ... | ... | ... | 144 | 50 | 144 | 50 | 119 | 17 | 11 | 10 | 11 | 21 | 3 | 2 | 3 | 1 | ... | 4 | ... |
| Peshawur, ... ... ... | ... | 7 | 29 | 56 | 29 | 63 | 14 | 34 | 8 | 24 | 4 | 3 | 2 | 2 | 1 | ... | ... | 1 | ... |
| Total, ... ... | 25 | 13 | 1,147 | 506 | 1,172 | 519 | 536 | 213 | 363 | 170 | 242 | 126 | 30 | 10 | 15 | 1 | 3 | 19 | ... |
| N. W. P. in 1866. Cases disposed of 6,792. | 66 | 20 | 128 | 74 | 194 | 94 | 135 | 65 | 13 | 5 | 29 | 18 | 17 | 6 | ... | ... | ... | ... | ... |

Proportion of applications for re-trials to the number of cases disposed of.

83. Compared with the total number of cases disposed of, the applications for re-trials were in the following proportions:—

APPLICATIONS FOR RETRIAL.

| | Number of cases disposed of. | No. | Per centage, 1867. | Per centage, 1866. |
|---|---|---|---|---|
| Simla, ... ... | 1,261 | 27 | 2·14 per cent. | 1·0 per cent. |
| Delhi, ... ... | 2,757 | 87 | 3·12 „ | 2·8 „ |
| Peshawur, ... | 2,472 | 85 | 3·44 „ | 4·9 „ |
| Lahore, ... ... | 3,623 | 194 | 5·35 „ | 5·5 „ |
| Loodiana,... ... | 2,667 | 201 | 7·53 „ | 6·8 „ |
| Hooshiarpore, ... | 3,018 | 271 | 8·82 „ | 8·0 „ |
| Umritsur, ... | 3,096 | 330 | 10·67 „ | 7·5 „ |
| Jullundur, ... | 3,357 | 458 | 13·64 „ | 10·9 „ |

84. It will be observed that with one exception each Court occupies the same relative position in the list as in the previous year.

85. Applications for re-trial are, as in the previous year, most numerous in the Jullundur, Hooshiarpore and Umritsur Courts. They are few in the Simla, Delhi and Peshawur Courts.

Result of applications for new trials.

86. The large number of applications for new trial rejected in the Small Cause Courts of Simla, Delhi, Lahore and Hooshiarpore in 1866, attracted His Honor's attention in last year's report. In the past year the Loodiana, Hooshiarpore and Lahore Courts summarily rejected 70 per cent of the applications, the Peshawur Court 52 per cent, the Umritsur Court 48 per cent, the Simla Court 44 per cent, and the Delhi Court 41 per cent. In the Jullundur Small Cause Court, the percentage of cases struck off without being registered was only 4 per cent.

When applications for re-trial should be admitted.

87. As applications for re-trial should only be admitted on the discovery of new evidence which was not forthcoming at the time of trial, or from some other good and sufficient cause, it follows that if a full enquiry is made into the merits of the case before the final order is passed the majority of applications should be rejected without being registered for re-trial. The large number of applications for re-trial in the Jullundur Court, the large number admitted, and the large proportion of those admitted in which the original orders were modified, would seem to indicate a too hasty investigation of the cases in the first instance.

Jullundur Court.

88. Recently the Court had occasion to order the discontinuance of an irregular practice which obtained in the Jullundur Small Cause Court, and which may have tended to increase the number of applications and to bring about the results noticed above. The Judges of the District Small Cause Court and of the Cantonment Small Cause Court were in the habit of sitting together and hearing and disposing of all applications for re-trial which had been admitted by either of the Judges. Neither of the Judges had been appointed Judge of the Principal Court of Small Causes in the District of Jullundur, nor were they otherwise authorized by the Local Government to sit together to hear and dispose of suits and applications; and the course adopted by them was therefore illegal.

Irregular practice in the Jullundur district discontinued.

89. The Judges of the Chief Court are strongly of opinion that retrials should be heard before two Judges sitting together; but their views on this subject will be communicated to Government when replying to your letter No. 1,639 dated 9th June.

Opinion of Chief Court as regards the hearing of retrials.

90. 19 cases were referred to the Chief Court during the year for rulings, under Section 22 of Act XI of 1866, and Section 1 of Act X of 1867.

Cases referred to Chief Court for rulings.

91. The following statement shows the income and expenditure of the different Courts, and the nett profit or loss as regards each Court :—

Financial results.

| Court. | Aggregate value of stamps filed, tulubana fees, and other income. | | | Amount of stamp refunded in cases adjusted by compromise. | | | Nett total income. | | | Expenditure of every kind, including the salary of the Judge and his establishment. | | | Nett Profit. | | | Nett Loss. | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Delhi, ... ... | 14,424 | 15 | ... | 455 | 8 | ... | 13,969 | 7 | ... | 12,819 | ... | 3 | 1,150 | 6 | 9 | ... | ... | ... |
| Simla, ... ... | 5,802 | 15 | ... | 173 | 15 | ... | 5,629 | ... | ... | 10,241 | 7 | ... | ... | ... | ... | 4,612 | 7 | ... |
| Loodiana, ... | 15,692 | ... | ... | 610 | 8 | ... | 15,081 | 8 | ... | 14,283 | 8 | 9 | 797 | 15 | 3 | ... | ... | ... |
| Jullundur, ... | 18,317 | 5 | 6 | 239 | 8 | ... | 18,077 | 13 | 6 | 16,514 | 4 | 11 | 1,563 | 8 | 7 | ... | ... | ... |
| Hooshiarpore, ... | 14,865 | 14 | ... | 722 | 4 | ... | 14,143 | 10 | ... | 16,664 | 2 | 2 | ... | ... | ... | 2,520 | 8 | 2 |
| Umritsur, ... | 16,912 | 6 | ... | 440 | ... | ... | 16,472 | 6 | ... | 15,145 | ... | 2 | 1,327 | 5 | 10 | ... | ... | ... |
| Lahore, ... | 14,107 | 12 | ... | 586 | ... | ... | 13,521 | 12 | ... | 14,194 | 3 | 9 | ... | ... | ... | 672 | 7 | ... |
| Peshawur, ... | 11,730 | 6 | ... | 438 | 12 | ... | 11,291 | 10 | ... | 12,217 | 14 | ... | ... | ... | ... | 926 | 4 | ... |
| Total, ... | 1,06,853 | 9 | 6 | 3,666 | 7 | ... | 1,03,187 | 2 | 6 | 1,12,079 | 9 | ... | 4,839 | 4 | 5 | 8,731 | 10 | 2 |

92. In four of the Courts, viz: Delhi, Loodiana, Jullundur and Umritsur, the income has exceeded the expenditure, and in the remaining four Courts the expenditure has been in excess of the income. There has been a large falling off in the income of the Lahore, Hooshiarpore and Umritsur Courts, owing to the decrease in the number of institutions. Taking all the eight Courts together, the nett actual loss was Rs. 3,892, against Rs. 5,232 in 1866. On the whole, the Court considers the financial results to be satisfactory.

Working of the Courts.

93. District and Divisional officers have reported that the Small Cause Courts continue to be popular, and to work well, and the Chief Court is of opinion that on the whole they give satisfaction to the public. No unfavourable notices have appeared in any of the reports of the past year, and many officers speak in high terms of the qualifications of the Judges who preside in the various Courts.

Cantonment Small Cause Courts.

94. There was an increase of 938 original suits in the eight Cantonment Small Cause Courts, as compared with the previous year. An increase occurred in all the Courts except Peshawur, in which there was a decrease of 151 cases; and Jullundur, in which there was a decrease of 5 cases.

Number of cases instituted and disposed of.

95. Including 79 cases pending from the previous year, and 8 cases received by transfer, there were in all 7,551 cases for disposal, of which 98 per cent were decided during the year, leaving only 134 cases pending at its close.

Average duration.

96. The average duration was 10 days, or 5 days more than in 1866, and the date of the oldest case was 18th October. It was pending in the Ferozepore Court. In Mooltan Small Cause Court the average duration was 31 days. This is excessive for a Small Cause Court having so little Civil work as Mooltan, and the Court has called for explanation, which ought to have been furnished in the District and Divisional reports.

Cases how disposed of.

97. Of the suits disposed of—

| | | | | | | |
|---|---|---|---|---|---|---|
| 500 | or | 6·7 | per cent | were | adjusted or | withdrawn. |
| 489 | „ | 6·5 | do. | do. | dismissed on default. | |
| 819 | „ | 11·0 | do. | do. | decided ex parte. | |
| 3,108 | „ | 41·9 | do. | do. | decided by confession. | |
| 420 | „ | 5·6 | do. | do. | do. | by compromise. |
| 477 | „ | 6·4 | do. | do. | do. | by arbitration. |
| 1,068 | „ | 14·3 | do. | do. | do. | in favor of plaintiff. |
| 337 | „ | 4·5 | do. | do. | do. | in favor of defendant. |

98. These results differ considerably from those noticed in the District Small Cause Courts and in the ordinary Civil Courts, and are probably due to the simple character of the suits brought in the Cantonment Courts, and to the class of people who frequent them.

99. The value and costs of the original suits disposed of in 1867, is shewn in the following statement :—

Value and costs of suits.

| VALUE. | Number of original suits disposed of. | Aggregate value of suits. | Aggregate cost of suits. | Average value of each suit. | Average cost of each suit. | Per-centage of costs to value. |
|---|---|---|---|---|---|---|
| Not exceeding Rupees 5 | 16,545 | 53,170 | 22,010 | 3·21 | 1·33 | 41·39 |
| Do. Do. 10 | 27,671 | 2,33,891 | 41,883 | 8·45 | 1·51 | 17·91 |
| Do. Do. 20 | 37,545 | 5,68,123 | 77,448 | 15·13 | 2·06 | 7·37 |
| Do. Do. 50 | 33,468 | 10,72,258 | 1,38,048 | 32·04 | 4·12 | 11·94 |
| Do. Do. 100 | 16,124 | 11,08,017 | 1,42,465 | 68·80 | 8·83 | 12·86 |
| Do. Do. 500 | 11,455 | 22,38,562 | 2,33,107 | 194·42 | 20·35 | 10·41 |
| Do. Do. 1,000 | 996 | 6,94,034 | 60,815 | 696·62 | 61·06 | 8·08 |
| Do. Do. 5,000 | 501 | 10,35,327 | 67,501 | 2,066·52 | 134·75 | 6·52 |
| Do. Do. 20,000 | 58 | 5,57,650 | 30,656 | 9,614·66 | 558·55 | 5·48 |
| Do. Do. 1,00,000 | 11 | 4,33,650 | 12,501 | 39,423·27 | 1,136·50 | 2·89 |
| Do. Do. 5,00,000 | 2 | 2,60,225 | 5,323 | 1,30,112·50 | 2,661·50 | 2·04 |
| Exceeding 5,00,000 | ... | ... | ... | ... | ... | ... |
| Total, ... | 1,45,477 | 82,57,715 | 8,13,854 | 56·77 | 5·59 | 9·85 |

100. The aggregate value of suits disposed of has decreased, from Rs. 84,63,639 in 1866, to 82,57,915 in 1867, as might have been expected from the decrease in the number of suits; but while the suits disposed of have decreased by 12 per cent, their aggregate value is only 2 per cent less than in the previous year. This result is no doubt due to the new system of valuing suits for land introduced by Act XXVI of 1867.

Aggregate value of suits.

101. The average value of suits has increased from Rs. 50·75 in 1866, to Rs. 56·1 in 1867. It is strange that the increase has not been more considerable, as during eight months of the year suits for land were valued for the purposes of stamp duty at the market value of the property, or at eight times the jumma, instead of at the annual jumma as used to be the case under Schedule B of Act X of 1862.

Average value of suits.

102. It will be observed from the following statement that the average value of regular revenue suits has increased in a much larger ratio than that of ordinary civil suits :—

| | Total number of suits. | | Aggregate value of suits. | | Average value of suits. | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|
| | 1866. | 1867. | 1866. | 1867. | 1866. | | | 1867. | | |
| Ordinary Civil Suits, ... | 1,26,441 | 1,13,617 | 75,54,173 | 71,57,820 | 59 | 12 | 0 | 63 | 0 | 0 |
| Regular Revenue Suits, ... | 31,743 | 27,404 | 8,83,469 | 9,73,534 | 27 | 13 | 0 | 35 | 0 | 0 |
| Summary do., ... | 8,568 | 4,456 | 2,50,996 | 1,26,561 | 29 | 5 | 0 | 28 | 0 | 0 |

In what districts average value highest and lowest.

103. The average value of suits was highest and lowest in the following districts :—

| | | | | | |
|---|---|---|---|---|---|
| Delhi, | ... | Rs. 147 | Kohat, | ... | Rs. 29 |
| Kurnal, | ... | „ 144 | Dehra Ghazee Khan, | | „ 30 |
| Simla, | ... | „ 98 | Kangra, | ... | „ 30 |
| Mooltan, | ... | „ 90 | Huzara, | ... | „ 33 |
| Hissar, | ... | „ 81 | Moozuffurgurh, | ... | „ 35 |
| Jhelum, | ... | „ 75 | Bunnoo, | ... | „ 35 |
| Lahore, | ... | „ 74 | Goojrat, | ... | „ 37 |

Nearly all the above districts were included in the same return in last year's report.

104. It is satisfactory to note the increase in the average value of ordinary civil suits. The inference is that the new Stamp Act has operated chiefly in reducing the number of suits of small value. From a change in the classification of suits, however, it is difficult to ascertain exactly the kind of suits in which the decrease has actually occurred.

Aggregate costs of suits.

105. The aggregate costs of suits has increased, from Rs. 7,33,947 in 1866 to Rs. 8,13,855 in 1867. This increase may be attributed to the increased rates of stamp duty leviable on petitions of plaint, to the more regular payment of diet money to witnesses, and to the more frequent employment of Pleaders. The new tulubana rules were too short a time in operation to have had any effect on the result. The following statement shows in detail the costs of suits under the different head-

ings of institution stamp, tulubana, and miscellaneous, as compared with the previous year :—

| | 1866. | 1867. |
|---|---|---|
| | Rupees. | Rupees. |
| Institution Stamps, ... ... ... ... | 5,17,961 | 5,74,451 |
| Tulubana Fees, ... ... ... ... | 1,64,784 | 1,48,249 |
| Miscellaneous, ... ... ... ... | 51,202 | 91,182 |
| Total, ... ... | 7,33,947 | 8,13,855 |

Under the head miscellaneous costs, are included dieting of witnesses, pleaders' fees, copyists' fees, and every description of costs other than institution stamps and tulubana fees.

Average cost of suits.

106. The average cost of each suit has increased, from Rs. 4-5-6 in 1866, to Rs. 7-0-0 in 1867, and the per-centage of costs to the total value of suits disposed of from Rs. 8-10-8 to Rs. 9-0-0. The per-centage varied from 6·83 in Kurnal, to Rs. 13·8 in Hooshiarpore. In Kurnaul the average value of suits was Rs. 143, and in Hooshiarpore only Rs. 43, which accounts for the great difference in the per-centages of the two districts. The higher the value of the suit the lower the per-centage of costs.

Value and costs in Small Cause Courts.

107. The value and costs of suits in Small Cause Courts have been included in the foregoing remarks. They are now shown separately :—

| Valuation of suits. | Number of cases. | Aggregate value of suits | Aggregate cost of suits. | Average value of suits. | Average cost of suits. | Per-centage of costs to value. |
|---|---|---|---|---|---|---|
| Not exceeding Rs. 5 | 2,194 | 8,356 60 | 2,780·32 | 3 80 | 1 22 | 33 27 |
| do. „ 10 | 4,707 | 39,201·44 | 6,899 69 | 8 17 | 1 44 | 17·85 |
| do. „ 20 | 5,767 | 87,233 13 | 12,889 13 | 15 13 | 2 24 | 14 77 |
| do. „ 50 | 5,648 | 1,75,681·00 | 25,010 14 | 31·11 | 4 43 | 14 24 |
| do. „ 100 | 2,354 | 1,59,200·31 | 20,932 64 | 67 67 | 8 98 | 13 15 |
| do. „ 500 | 1,493 | 2,70,233 00 | 31,191 70 | 185 02 | 20 89 | 11 28 |
| Total, ... 1867, | 22,253 | 7,15,905 57 | 99,633 63 | 33 52 | 4·47 | 13·36 |
| Total, ... 1866, | 24,708 | 8,59,154 00 | 95,199 31 | 34·57 | 3·89 | 11·25 |

108. It will be observed from the above comparative statement that both the aggregate and average value of suits have decreased, while the aggregate and average costs of suits have increased. The results for each district are as follows :—

Decrease in the value of suits and increase in the costs of suits.

| Courts. | Number of suits. | Aggregate value of suits. | Aggregate cost of suits. | Average value of suits. | Average cost of suits. | Per-centage of cost to value. |
|---|---|---|---|---|---|---|
| Delhi, ... ... | 2,757 | 77,539 00 | 11,264·62 | 28·13 | 4·08 | 14 53 |
| Loodiana, ... ... | 2,667 | 94,914·57 | 13,239 88 | 35 58 | 4·95 | 13·94 |
| Simla, ... ... | 1.261 | 42,279·52 | 5,396 50 | 33·53 | 4·28 | 12·77 |
| Jullundur, ... ... | 3,357 | 1,12,609 86 | 16,785·06 | 33·54 | 5·00 | 14·90 |
| Hooshiarpore, ... | 3,018 | 1,04,437·28 | 15,381·38 | 34·60 | 5·09 | 14·73 |
| Umritsur, ... ... | 3,098 | 1,25,475 26 | 14,804·19 | 40 24 | 5·00 | 11·80 |
| Lahore, ... ... | 3,623 | 95,462·50 | 12,541·25 | 26·52 | 3·52 | 13·14 |
| Peshawur, ... ... | 2,472 | 93,185·58 | 10,620 75 | 37·69 | 4·29 | 11·60 |
| Total, 1867, | 22.253 | 7.45.905·57 | 99.633·63 | 33·52 | 4·47 | 13 36 |
| Total, 1866, | 24,708 | 8,59,154 00 | 95,199 00 | 34 57 | 3·89 | 11 25 |

Original jurisdiction of Commissioners.

109. During the past year no cases were decided by Commissioners in the exercise of their Original Civil Jurisdiction.

Original jurisdiction of the Chief Court.

110. The Chief Court had eight cases on its file for disposal in the exercise of its Original Civil Jurisdiction, viz. four pending from 1866, and four new cases removed during the year from the files of Subordinate Courts. Six of the cases were finally disposed of, leaving two cases pending at the close of the year. The Court also disposed of applications under Act IX of 1861 and under Act X of 1865, and of 19 references from Small Cause Courts.

## APPEALS TO DEPUTY COMMISSIONERS.

Number preferred compared with previous year.

111. 7,548 appeals were preferred to Deputy Commissioners during the year, against 9,024 in 1866, and 6,196 in 1865. The decrease is partly due to the smaller number of original

cases decided in 1867 by officers exercising ordinary and special powers, and also to the same causes which led to a decrease in the number of original suits instituted during the year.

Number for disposal and decided.

112. Including 569 appeals pending on the 1st January, the total number of appeals for disposal by Deputy Commissioners was 8,117, of which 7,748 were decided during the year, leaving 369, or 4 per cent, pending at the close of the year.

The largest number instituted.

113. The largest number of appeals was instituted in the Courts of the Deputy Commissioners of the following districts :—

| District. | Pending from 1866 | Instituted during 1867. | Total for disposal. | Disposed of, 1867. | Pending at close of 1867. | Average duration. | Date of oldest pending case. |
|---|---|---|---|---|---|---|---|
| Hooshiarpore, ... ... | 34 | 608 | 642 | 628 | 14 | 19 | 17th April 1866. |
| Umballa, ... ... ... | 21 | 499 | 520 | 503 | 17 | 20 | 4th December 1867. |
| Ferozepore, ... ... ... | 21 | 472 | 493 | 482 | 11 | 13 | 4th " " |
| Goordaspore, ... ... ... | 44 | 468 | 512 | 491 | 21 | 19 | 16th July, " |
| Umritsur, ... ... ... | 3 | 442 | 445 | 340 | 105 | 39 | 17th May, " |
| Bunnoo, ... ... ... | 47 | 430 | 477 | 429 | 48 | 47 | 12th October, " |
| Rawulpindee, ... ... | 5 | 367 | 372 | 365 | 7 | 14 | 21st December, " |
| Jhelum, ... ... ... | ... | 356 | 356 | 342 | 14 | 13 | 6th " " |
| Loodiana, ... ... ... | 2 | 336 | 338 | 326 | 12 | 8 | 14th " " |
| Sealkote, ... ... ... | 5 | 333 | 338 | 326 | 12 | 8 | 14th " " |

Smallest number in what districts.

114. Very few appeals were instituted in the Courts of the Deputy Commissioners of the following districts ;—

| Districts. | Pending from 1866. | Instituted during 1867. | Total for disposal. | Disposed of, 1867. | Pending at close of 1867. | Average duration. | Date of oldest pending case. |
|---|---|---|---|---|---|---|---|
| Simla, ... ... ... | ... | 3 | 3 | 2 | 1 | 16 | 21st September 1867. |
| Kohat, ... ... ... | ... | 15 | 15 | 15 | ... | 25 | ... |
| Hazara, ... ... ... | ... | 57 | 57 | 55 | 2 | 19 | 6th December, 1867. |
| Derah Ghazee Khan, ... | 18 | 72 | 90 | 82 | 8 | 39 | 7th July, " |
| Montgomery, ... ... | 1 | 79 | 80 | 79 | 1 | 6 | 16th December, " |
| Sirsa, ... ... ... | 1 | 94 | 95 | 94 | 1 | 14 | 20th " " |

115. The above districts occupied the same relative position in last year's returns,—Hooshiarpore, Umballa, &c., being the districts in which the largest number of appeals was preferred, and Simla, Kohat, &c., those in which the fewest appeals were instituted in the Courts of Deputy Commissioners.

Comparison with previous year.

116. The largest number of appeals was pending in the following districts at the close of the year :—

Appeals pending.

| District. | Number of appeals for disposal. | Number of appeals disposed of | Pending at close of the year. | Date of oldest pending case. |
|---|---|---|---|---|
| Umritsur, ... ... ... ... ... ... | 445 | 340 | 105 | 17th May, 1867. |
| Bunnoo, ... ... ... ... ... ... | 477 | 429 | 48 | 12th October, 1867. |
| Peshawur, ... ... ... ... ... ... | 474 | 436 | 38 | 1st November, 1867. |
| Goordaspore, ... ... ... ... ... | 512 | 491 | 21 | 16th July, 1867. |

117. The average duration of appeals in Deputy Commissioners' Courts fell from 28 days in 1866, to 21 days in 1867. The Court does not think that this average can be much reduced, as great delay must necessarily occur in sending for the files of the Lower Courts.

Average duration.

Reduction not expected.

118. The average duration was highest in the following districts :—

In what districts the average duration was highest.

| | | |
|---|---|---|
| Peshawur, ... ... ... ... | 164 | days. |
| Umritsur, ... ... ... ... | 51 | ,, |
| Bunnoo, ... ... ... ... | 47 | ,, |
| Dera Ismael Khan, ... ... ... | 43 | ,, |
| Goojranwalla, ... ... ... ... | 40 | ,, |
| Dera Ghazee Khan, ... ... ... | 39 | ,, |
| Delhi, ... ... ... ... ... | 33 | ,, |
| Jhung, ... ... ... ... ... | 30 | ,, |

And the lowest in the following :—

Lowest in what districts.

| | | |
|---|---|---|
| Goojrat, ... ... ... ... | 5 | days. |
| Montgomery, ... ... ... ... | 6 | ,, |
| Loodiana, ... ... ... ... | 8 | ,, |
| Hissar, ... ... ... ... ... | 9 | ,, |
| Rohtuck, ... ... ... ... | 9 | ,, |
| Moozuffurgurh, .... ... ... | 9 | ,, |
| Kangra, ... ... ... ... | 10 | ,, |

Duration in Peshawur.

119. The average duration of appeals to the Court of the Deputy Commissioner of Peshawur, high in 1866 (116 days), is excessive (164 days) in 1867. Mr. Macnabb writes that "the delay in the decision of appeal cases was regretted "by no one more than the Deputy Commissioner, but as the reasons for "that delay have been given in special reports they need not be gone over "again here." Although the average duration of appeals in the Deputy Commissioner's Court has increased, it is satisfactory to observe that the heavy pending file at the close of 1866 was reduced from 256 to 88 appeals at the close of the year 1867, and that a large number of appeals (426) was decided during the year.

Delay in Umritsur.

120. The large number of appeals pending in the Court of the Deputy Commissioner of Umritsur at the close of the year, and the long average duration (51 days), is sufficiently explained by Major Urmston as follows:—"30 per cent (of the appeals) "remained for disposal owing to my predecessor, the late Major Lewin, having "been incapacitated by illness from attending to business of any kind some "time previous to his departure, and it may also be attributed to the changes "made during the year in the post of Deputy Commissioner."

Average duration in Dera Ghazee Khan.

121. The average duration in the Appellate Court of the Dera Ghazee Khan district is still high (39 days) considering the small number of appeals for disposal, but a great improvement is noticeable since the preceding year, when it was 141 days. The Deputy Commissioner has not furnished any explanation of the old appeal pending in his Court since the 7th July, but one has been called for. The Deputy Commissioner of Hooshiarpore, who as in the previous year had the heaviest appeal file, reports that the old case pending in his Court since April was decided early in the present year.

No explanation of delay in certain districts.

122. No explanation has been furnished of the cause of delay in disposing of the appeals pending in the Courts of the Deputy Commissioners of the following districts:—

Goordaspore, since the 16th July 1867.

Dera Ismael Khan, since the 23rd July 1867.

Simla, since the 21st September 1867.

Explanations have been called for, and if received in time they will be submitted with this report.

Value and costs of appeals to Deputy Commissioners.

123. The value and costs of appeals to Deputy Commissioners is shewn in the following statement :—

| Scale of valuation. | | | Number of cases. | Aggregate value of suits. | Aggregate cost of suits. | Average value of suits. | Average cost of suits. | Per-centage of costs to value. |
|---|---|---|---|---|---|---|---|---|
| Not exceeding | Rs. | 5 | 773 | 2,260 | 1,397 | 2 | 1 | 61 |
| Do. | " | 10 | 948 | 7,977 | 1,666 | 8 | 1 | 20 |
| Do. | " | 20 | 2,133 | 32,866 | 4,695 | 15 | 2 | 14 |
| Do. | " | 50 | 1,866 | 59,092 | 6,829 | 31 | 3 | 17 |
| Do. | " | 100 | 1,092 | 78,949 | 7,996 | 72 | 7 | 11 |
| Do. | " | 500 | 897 | 1,61,026 | 14,004 | 179 | 15 | 8 |
| Do. | " | 1,000 | 6 | 4,483 | 264 | 747 | 44 | 5 |
| Do. | " | 5,000 | 3 | 3,430 | 225 | 1,143 | 75 | 6 |
| Total, ... | | | 7,718 | 3,50,263 | 37,076 | 45 | 4 | 10 |

Results of appeals.

124. Appeals preferred to Deputy Commissioners were disposed of in the following manner. The results of 1866 are also added for the purpose of comparison.

| Year. | Number of original suits decided by officers exercising ordinary or special powers. | Appeals to Deputy Commissioners from decisions of Officers exercising ordinary or special powers. | | Number of appeals disposed of by Deputy Commissioners. | Appeals rejected. | | Orders confirmed. | | Orders reversed. | | Orders modified. | | Remanded for further investigation. | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | Number. | Per-centage of decisions. | | Number. | Per-centage. | Number. | Per-centage. | Number. | Per-centage. | Number. | Per-centage. | Number. | Per-centage. |
| 1866, ... | 1,03,009 | 9,024 | 8·7 | 9,120 | 1,156 | 12·7 | 5,026 | 55·1 | 1,046 | 11·4 | 441 | 4·8 | 1,449 | 15·9 |
| 1867, ... | 90,371 | 7,548 | 8·3 | 7,747 | 636 | 8·0 | 4,566 | 59·0 | 879 | 11·3 | 376 | 4·8 | 1,290 | 16·7 |

125. Appeals were disposed of in much the same way in both years. Fewer appeals were rejected in the first instance in 1867, but a larger propor-

tion was confirmed. The proportion of appeals reversed and modified in 1866 and 1867, exactly correspond. The per-centage returned for reinvestigation was slightly higher in 1867, than in the preceding year.

## APPEALS TO COMMISSIONERS.

Number instituted and disposed of.

126. The number of appeals preferred to Commissioners' Courts has fallen, from 7,041 in 1866 to 5,832 in 1867, or by 17 per cent. The following statement exhibits in detail the number and results of appeals to the different Divisional Courts during the year :—

| Commissioners' Courts. | Appeals for disposal. | | | Disposed of in 1867. | Pending at close of 1867. | Date of oldest case pending at end of 1867. | Average duration of each appeal, in days. |
|---|---|---|---|---|---|---|---|
| | Pending on 1st January 1867. | Instituted during 1867. | Total. | | | | |
| Delhi, ... ... ... | 26 | 431 | 457 | 440 | 17 | 4th December, 1867 | 11 days. |
| Hissar, ... ... ... | 11 | 300 | 311 | 298 | 13 | 7th do. do. | 21 do. |
| Umballa, ... ... ... | 431 | 788 | 1,219 | 946 | 273 | 23rd do. 1865. | 199 do. |
| Jullundur,... ... ... | 122 | 1,017 | 1,139 | 848 | 291 | 9th July, 1866. | 66 do. |
| Umritsar, .. ... ... | 430 | 966 | 1,396 | 1,110 | 286 | 4th June, do. | 105 do. |
| Lahore, ... ... ... | 69 | 535 | 604 | 554 | 50 | 6th July, 1867. | 47 do. |
| Rawulpindee, ... ... | 105 | 720 | 825 | 704 | 121 | 22nd April, do. | 41 do. |
| Mooltan, ... ... ... | 28 | 324 | 352 | 340 | 12 | 9th November, do. | 22 do. |
| Derajat, ... ... ... | 52 | 430 | 482 | 295 | 187 | 2nd January, do. | 136 do. |
| Peshawur,... ... ... | 84 | 321 | 405 | 345 | 60 | 22nd April, do. | 74 do. |
| Total ... | 1,358 | 5,832 | 7,190 | 5,880 | 1,310 | | 72 do. |

Number pending.

127. Including 1,358 cases pending on the 1st January, there were altogether 7,190 appeals for disposal, of which 5,880 were disposed of, leaving a balance of 1,310, or 18 per cent, pending at the close of the year. As in the preceding year, the largest number of appeals was preferred to the Courts of the Commissioners of Jullundur, Umritsur and Umballa, and in these Courts very heavy arrears were pending at the close of the year.

128. The fewest appeals were decided by the Commissioner of the Derajat Division. In his Court the decisions fell far short of the institutions, and the pending file increased from 52 at the beginning of the year to 187 at its close. The state of the files at the close of the year in the Courts of the Commissioners of Delhi, Hissar, Lahore and Mooltan was very satisfactory and creditable to the presiding officers.

Commissioner of Derajat Division.

Commissioners of Delhi, Hissar, Lahore and Mooltan.

129. The average duration of appeals in Commissioners' Courts has increased from 59 days in 1866, to 72 days in 1867. It was excessive in the Courts of the Commissioners of Umballa (199 days), Derajat (136 days), Umritsur (105 days), Jullundur (86 days), and Peshawur (74 days). It was lowest in the Courts of the Commissioners of Delhi (11 days), Hissar (21 days), and Mooltan (22 days).

Long duration.

130. With reference to the long average duration in the Umballa Division Colonel Taylor writes :—" It must be remembered " that Colonel Farrington did not join the appointment of " Additional Commissioner till the 14th May 1867, and therefore is not " answerable for the time many of the cases he had to take up were pending " before he commenced work, and which swell the average." The Commissioners of the Derajat and Umritsur Divisions have furnished no explanation of the long average duration in their respective Courts. The Judges are glad to observe an improvement in the duration of appeals in the Peshawur Commissioner's Court.

Explanation of Commissioner of Umballa.

Derajat and Umritsur.

131. The oldest appeals were pending in the following Divisional Courts :—

Oldest appeals.

| | | | |
|---|---|---|---|
| Umballa, | since | 23rd December, | 1865. |
| Ditto, ... ... ... | | 15th August, | 1865. |
| Umritsur, ... ... ... | | 4th June, | 1866. |
| Ditto, ... ... ... | | 12th December, | ,, |
| Derajat, ... ... ... | | 2nd January, | 1867. |
| Ditto, ... ... ... | | 2nd do. | ,, |
| Ditto, ... ... ... | | 24th do. | ,, |

This delay is not altogether creditable, and the more so as the cause of delay has not been satisfactorily explained in every case.

Commissioner of Umballa.

132. The Commissioner of Umballa explains the cause of delay in disposing of the oldest case pending in his Court as follows:—"This case relates to a claim instituted by one "Hurchund Gir, Disciple of Sirwun Nath, Fakeer, to succession to house and "temple properties left by Sirwun Nath deceased in several districts of this "province and in parts of the North-West Provinces. It was referred by this "Court to Bhek of the brotherhood at the great Hurdwar fair last year for "their opinion on the merits of the case. They decided against Hurchund "Gir, on the main point which disposed of his claim to the guddee. The case "has remained on the file from my wish to get the Mohunt elect to make some "suitable allowance for Hurchund Gir, who is the only surviving Chelah of "Sirwun Nath. This had been referred by me to the reigning Mohunt just at "the close of the year, and his answer had not been received and I would not "strike the case off." No explanation has been furnished by the Commissioners of the Umritsur and Derajat Divisions of the delay in disposing of the old appeals pending in their Courts.

Results of Appeals.

133. The results of appeals preferred to each Divisional Court are shewn in the following statement:—

| Commissioners' Courts. | Number of appeals disposed of. | Appeals withdrawn, transferred or struck off without trial. | | Decided in favor of Appellant. | | | | | | Decided in favor of Respondent. | | Remanded for further investigation. | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | In whole. | | In part. | | Total. | | | | | |
| | | Number. | Per-cent. | Number. | Per-cent. | Number. | Per-cent. | Number. | Per-cent. | Number. | Per-cent. | Number. | Per-cent. |
| Delhi, ... | 440 | 56 | 13 | 59 | 13 | 17 | 4 | 76 | 17 | 252 | 57 | 56 | 13 |
| Hissar, ... | 298 | 12 | 4 | 52 | 17 | 6 | 2 | 58 | 19 | 187 | 63 | 41 | 13 |
| Umballa, ... | 946 | ... | ... | 99 | 10 | 75 | 8 | 174 | 18 | 614 | 65 | 158 | 16 |
| Jullundur, ... | 848 | 78 | 9 | 78 | 9 | 34 | 4 | 112 | 13 | 532 | 63 | 126 | 15 |
| Umritsur, ... | 1,110 | 59 | 5 | 74 | 7 | 70 | 6 | 144 | 13 | 745 | 67 | 162 | 14 |
| Lahore, ... | 554 | 63 | 11 | 43 | 8 | 19 | 3 | 62 | 11 | 353 | 64 | 76 | 14 |
| Rawulpindee, | 704 | 233 | 33 | 43 | 6 | 52 | 7 | 95 | 13 | 269 | 38 | 107 | 15 |
| Mooltan, ... | 340 | 122 | 36 | 18 | 5 | 7 | 2 | 25 | 7 | 158 | 46 | 35 | 10 |
| Derajat, ... | 295 | 23 | 8 | 27 | 9 | 11 | 4 | 38 | 13 | 155 | 52 | 79 | 27 |
| Peshawur, ... | 345 | 2 | 0·5 | 30 | 8 | 25 | 7 | 55 | 16 | 216 | 63 | 72 | 21 |
| Total, ... | 5,880 | 648 | 11 | 523 | 9 | 316 | 5 | 839 | 14 | 3,481 | 59 | 912 | 15 |

Manner in which appeals were disposed of varies considerably.

134. The manner in which appeals were disposed of by the several Commissioners varied considerably. Thus in Mooltan 36 per cent, and in Rawulpindee 33 per cent, of the appeals were struck off without trial, while the files

appear to have been called for in every appeal preferred to the Commissioner of Umballa, and in every case except two appealed to the Commissioner of Peshawur. 27 per cent of the cases appealed to the Commissioner of the Derajat Division were remanded for further investigation, which is a very large proportion. In the Peshawur Division the proportion is also high, being 21 per cent of the whole.

General result of appeals.

135. The general results of appeals to Commissioners' Courts are much the same as in 1866, 70 per cent were rejected or confirmed, 14 per cent reversed or modified, and 15 per cent remanded for further investigation.

Value and costs of appeals.

136. The value and costs of appeals to Commissioners' Courts are shewn in the following statement :—

| Valuation of suits. | | Number of appeals. | Aggregate value of appeals. | Aggregate cost of appeals. | Average value of appeals. | Average cost of appeals. | Per-centage of cost to value. |
|---|---|---|---|---|---|---|---|
| Not Exceeding Rs. | 5 | 357 | 1,135 | 443 | 3 | 1 | 39 |
| Do. | 10 | 543 | 4,294 | 666 | 7 | 1 | 15 |
| Do. | 20 | 1,173 | 19,804 | 2,184 | 16 | 1 | 11 |
| Do. | 50 | 1,145 | 38,918 | 4,219 | 34 | 3 | 10 |
| Do. | 100 | 915 | 62,341 | 6,354 | 68 | 7 | 10 |
| Do. | 500 | 1,269 | 2,69,531 | 20,489 | 214 | 16 | 6 |
| Do. | 1,000 | 267 | 1,91,838 | 11,415 | 718 | 31 | 5 |
| Do. | 5,000 | 170 | 3,23,972 | 16,386 | 1,905 | 90 | 5 |
| Do. | 20,000 | 23 | 2,48,477 | 5,151 | 10,803 | 224 | 2 |
| Do. | 1,00,000 | 5 | 2,32,809 | 5,003 | 46,561 | 1,000 | 2 |
| Do. | 5,00,000 | ... | ... | ... | ... | ... | ... |
| Exceeding | 5,00,000 | 1 | 8,00,000 | 41 | 8,00,000 | 41 | ... |
| Total, | ... | 5,868 | 21,93,119 | 72,351 | 376 | 12 | 3 |

## APPEALS TO THE CHIEF COURT.

Decrease in number.

137. There has been a decrease of 342 in the number of appeals preferred to the Chief Court in 1867, as compared with the previous year, the numbers being 1,543 in 1866, against 1,201 in 1867. Of these, 1,055 were regular and 146 special appeals.

138. Including 277 cases pending at the close of the previous year, there were in all 1,478 appeals, viz. 1,319 regular and 159 special for disposal, of which 1,311 were disposed of, leaving 167 cases pending at the close of the year. The number of appeals decided (1,311) was 23 more and the number of pending cases was 110 less than in the previous year, but the average duration increased from 40 to 53 days.

Number of appeals for disposal.

139. The following statement shows the manner in which the appeals were disposed of by the Chief Court, as compared with the previous year :—

Result of appeals.

| Year. | Total number of appeals disposed of. | Appeals withdrawn, transferred or struck off in default. | | APPEALS TRIED. | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | Decided in favour of Appellant. | | | | | | Decided in favour of Respondent. | | Remanded for further investigation. | |
| | | | | In whole. | | In part. | | Total. | | | | | |
| | | Number. | Per-centage to total No. disposed of. | Number. | Per-centage to total disposed of. | Number. | Per-centage to total disposed of. | Number. | Per-centage to total disposed of. | Number. | Per-cent. | Number. | Per-cent. |
| 1866, | 1,299 | 919 | 70·8 | 57 | 4·4 | 16 | 1·2 | 73 | 5·6 | 235 | 18·1 | 72 | 5·5 |
| 1867, | 1,311 | 493 | 37·6 | 136 | 10·3 | 46 | 3·5 | 182 | 14·0 | 515 | 39·0 | 121 | 9·0 |

140. It will be observed that the files were called for in a much larger number of cases in 1867 than in the preceding year, which will account for the difference in results noticed above. The result of appeals tried by the Court, however, is much the same as in 1866, as will appear from the following statement :—

| Year. | Number of cases in which files were called for. | Of Appeals tried per cent. | | |
|---|---|---|---|---|
| | | In favour of Appellant. | In favour of Respondent. | Remanded for further investigation. |
| 1866, | 380 | 19·2 | 61·8 | 19·0 |
| 1867, | 818 | 22·2 | 62·0 | 14·7 |

141. It is satisfactory to observe that a smaller proportion of cases was returned for re-investigation than in the preceding year. Orders remanding cases for further investigation were most frequent on appeals from the Courts of the Derajat and Mooltan Divisions. In the former 26 per cent and in the latter 19 per cent were so remanded. Many of the cases were remanded on account of the Appellate Court having failed to write a judgment in English, or having omitted to state the reasons for its decisions.

General result of appeals.

142. The next statement shows the result of appeals preferred to the different grades of Appellate Courts in the Punjab during the year. The returns for 1866 are added for the purpose of comparison.

| APPELLATE COURT. | | Number of cases appealable to Appellate Courts. | Cases Appealed. | | Number of cases for disposal by Appellate Courts, including cases remaining from 1865. | APPEALS DISPOSED OF | | | | | | | | | Pending at the close of 1867. | Average duration. |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | Withdrawn, transferred or struck off without trial. | | In favor of | | | | Remanded for further enquiry. | | Total disposed of. | | |
| | | | | | | | | *Appellant.* | | *Respondent.* | | | | | | |
| | | | Number. | Per-centage to Appellate cases. | | Number. | Per-centage to Appellate cases. | Number. | Per-centage to Appealable cases. | Number. | Per-centage to Appealable cases. | Number. | Per-centage to appealable cases. | | | |
| Deputy Commrs., | 1866, | 1,03,909 | 9,024 | 8·7 | 9,686 | 1,156 | 13 | 1,487 | 16 | 5,028 | 55 | 1,449 | 16 | 9,120 | 566 | 28 days. |
| | 1867, | 90,571 | 7,548 | 8·3 | 8,117 | 636 | 8 | 1,255 | 16 | 4,506 | 59 | 1,290 | 17 | 7,747 | 369 | 21 „ |
| Commissioners, ... | 1866, | 39,673 | 7,041 | 17·8 | 8,083 | 959 | 14 | 877 | 13 | 3,865 | 58 | 953 | 14 | 6,654 | 1,397 | 59 „ |
| | 1867, | 32,965 | 5,832 | 17·7 | 7,190 | 648 | 11 | 839 | 14 | 3,481 | 59 | 912 | 15 | 5,880 | 1,310 | 72 „ |
| Chief Court, ... | 1866, | 6,654 | 1,554 | 23·3 | 1,576 | 919 | 71 | 73 | 6 | 235 | 18 | 72 | 5 | 1,299 | 277 | 39 „ |
| | 1867, | 5,880 | 1,201 | 20·4 | 1.478 | 493 | 38 | 182 | 14 | 515 | 39 | 121 | 9 | 1,311 | 167 | 53 „ |

143. It will be observed from the above statement that although fewer appeals were preferred in 1867, than in the preceding year, the number of appeals instituted in the Courts of Deputy Commissioners and Commissioners bears the same proportion to appealable cases as in 1866.

Decrease in proportion of appeals to appealable cases.

144. In the Chief Court, however, the proportion of appeals preferred to the number of appealable cases fell from 23·3 per cent in 1866, to 20·4 per cent in 1867. The decrease is partly due to the effect of the rule which requires all petitions of appeal to be presented to the Court in person, or by pleader, or recognized agent, and partly to the heavy expense attending an appeal to the Chief Court owing to the increase in stamp duty, and the more general employment of pleaders.

145. It will also be noticed from the above comparative statement that the higher the grade of the Court of first instance, or of appeal, the larger the proportion of appeals preferred from its decisions, and also the larger the proportion of its decisions confirmed by the Appellate Court. Thus a smaller proportion of appeals was preferred to Deputy Commissioners than to Commissioners, and to Commissioners than to the Chief Court; while on the other hand, more appeals proportionably were confirmed by the Chief Court than by Commissioners, and by Commissioners than by Deputy Commissioners. The first of these features is doubtless owing to the greater importance of the suits tried by the Courts of the higher grades, and the second to the greater experience of the Officers who try the suits.

146. Deputy Commissioners and Commissioners returned a much larger proportion of cases for re-investigation than the Chief Court. Under the Punjab Appeal Rules no restriction was placed on the power to remand a case for re-trial, and Appellate Courts resorted freely to this method of disposing of appeals rather than decide the case upon the record of the lower Court, or, if further evidence was required, take such evidence themselves. A large decrease in the number of cases remanded for re-investigation may be expected in the present year's returns, as from the date of the coming into operation of the Punjab Appeals Act (VII of 1868), no appeal can be remanded for second decision except the lower Court shall have disposed of the case upon any preliminary point, so as to exclude any evidence of fact which shall appear to the Appellate Court essential to the rights of the parties.

## MISCELLANEOUS CASES.

147. Appendix V exhibits in detail the various kinds of miscellaneous cases disposed of during the year. The number of such cases instituted is somewhat less than in the preceding year, owing to the falling off in the number of applications for execution of decrees, and of claims and objections to attached property. On the other hand, many petitions and applications are entered in the returns for 1867 which were not included in the statements of preceding years. Of these the following are the most important :—

DESCRIPTION OF CASES.

| | |
|---|---|
| Applications for certificates for the collection of debts on succession, under Act XXVII of 1860, ... ... ... ... ... ... | 105 |
| Cases under Act XL of 1858, and Act IX of 1861, relating to minors, | 5 |
| Cases under Act XXXV of 1858, relating to estates of lunatics, ... ... | 1 |
| Cases connected with the custody and disposal of intestate property, | 173 |
| Applications for registry and issue of probates of wills, under Act X of 1865, ... ... ... ... ... ... ... ... ... ... ... | 2 |
| Petitions for review of judgment, under Sections 376 to 380 of Act VIII of 1859, ... ... ... ... ... ... ... ... ... | 538 |

Certificates for the collection of debts.

148. Applications for certificates for the collection of debts on succession, under Act XXVII of 1860, were most numerous in—

| | |
|---|---|
| Delhi, ... ... ... ... ... ... | 29 |
| Lahore, ... ... ... ... ... ... | 17 |
| Goojrat, ... ... ... ... ... ... | 11 |

In many districts there were no applications of the kind. The provisions of the Act do not appear to be very generally known.

Review of judgment.

149. Petitions for review of judgment were most frequent in the districts of—

| | |
|---|---|
| Loodiana, ... ... ... ... ... | 238 |
| Lahore, ... ... ... ... ... | 70 |
| Umritsur, ... ... ... ... ... | 33 |
| Jullundur, ... ... ... ... ... | 32 |

but the returns do not show in what Courts the applications were made. In several districts no petitions for review of judgment were presented, which leads the Court to believe either that such applications are not shown in the returns, or that the provisions of the Code of Civil Procedure on the subject of reviews of judgment are imperfectly understood.

150. Petitions for leave to sue as a pauper, under Section 304 of Act VIII of 1859, have fallen from 672 in 1866, to 521 in 1867. It is strange that the increase of stamp duty did not tend to increase the number of these petitions.

Suits in forma pauperis.

151. The number of miscellaneous cases left undecided at the close of the year was 6,717, of which 255 had been pending beyond six months. By far the largest number of pending cases consists of applications for execution of decrees. Of the cases pending above six months 59 were pending in the Delhi district.

Miscellaneous cases pending.

## EXECUTION OF DECREES.

152. Appendix VI gives in detail the number and results of applications for execution of decrees, and the following statement gives the general results for each district :—

| District. | Total number of applications for execution. | Completely executed. | Partially executed. | Struck off | Total disposed of. | Per-centage of decrees completely executed. |
|---|---|---|---|---|---|---|
| Delhi, ... ... ... | 3 107 | 1 131 | 1,015 | 530 | 2,676 | 42 |
| Goorgaon, ... ... | 1 205 | 551 | 221 | 309 | 1,081 | 51 |
| Kurnal, ... .. | 1,164 | 473 | 271 | 325 | 1,069 | 44 |
| Hissar, ... ... | 792 | 382 | 139 | 234 | 755 | 51 |
| Rohtuck, ... ... | 1,168 | 563 | 243 | 310 | 1 116 | 50 |
| Sirsa, ... ... ... | 478 | 191 | 79 | 167 | 437 | 44 |
| Umballa, ... ... | 4 698 | 1,682 | 1,318 | 1,224 | 4,174 | 39 |
| Loodiana, ... .. | 2,982 | 1,522 | 714 | 561 | 2,797 | 55 |
| Simla, ... ... | 1,290 | 407 | 252 | 513 | 1,172 | 34 |
| Jullundur, ... ... | 5 319 | 1,980 | 1,660 | 1,214 | 4,854 | 41 |
| Hooshiarpore, ... ... | 4,852 | 2,654 | 1,003 | 872 | 4,529 | 58 |
| Kangra, ... ... | 1 689 | 856 | 328 | 360 | 1,544 | 55 |
| Umritsar, ... ... | 5 218 | 1 930 | 792 | 1,611 | 4 333 | 44 |
| Goordaspore, ... .. | 2,759 | 1.149 | 380 | 520 | 2,049 | 56 |
| Sealkote, ... .. | 4 331 | 2 098 | 1 004 | 794 | 3,896 | 54 |
| Lahore, ... ... | 5 994 | 1,663 | 1.170 | 2,355 | 5 488 | 30 |
| Goojranwalla, .. ... | 1 885 | 758 | 490 | 438 | 1,686 | 45 |
| Ferozepore, ... ... | 4 365 | 1,358 | 1 318 | 1,131 | 3,807 | 36 |
| Rawulpindee, ... ... | 2 303 | 930 | 508 | 732 | 2,170 | 43 |
| Jhelum, ... ... | 973 | 662 | 118 | 145 | 925 | 71 |
| Goojrat, ... | 1 605 | 811 | 392 | 339 | 1 542 | 53 |
| Shahpore, ... ... | 1 078 | 504 | 122 | 298 | 924 | 55 |
| Bunnoo, ? ... | 929 | 577 | 157 | 49 | 783 | 73 |
| Dera Ismael Khan, ... | 1 600 | 897 | 204 | 270 | 1 371 | 65 |
| Dera Ghazee Khan, ... | 1,093 | 611 | 262 | 148 | 1,021 | 60 |
| Mooltan, ... ... | 1,140 | 495 | 268 | 289 | 1,052 | 47 |
| Jhung, ... ... | 1,313 | 652 | 180 | 393 | 1,225 | 53 |
| Montgomery, .. . | 839 | 399 | 111 | 309 | 819 | 49 |
| Moozuffergurh, ... | 1,292 | 652 | 127 | 469 | 1,248 | 52 |
| Peshawur, ... ... | 2,113 | 1 490 | 601 | 232 | 2,323 | 64 |
| Huzara, ... ... | 550 | 255 | 105 | 144 | 504 | 51 |
| Kohat, ... ... | 147 | 92 | 30 | 17 | 139 | 66 |
| Total, ... | 70,631 | 40,325 | 15,882 | 17,342 | 63 749 | 48 |

153. Of 85,676 decrees passed during the the year, 33,136, or 38 per cent, were put in execution. 31,295 applications were also made for execution of decrees passed in previous years, so that, including pending cases, there were in all 70,631 applications for disposal. The aggregate value of the decrees put in execution amounted to Rs. 49,66,394.

Number of decrees for execution.

154. The applications were disposed of in the following manner :—

How the decrees were executed.

30,325 or 42·9 per cent were completely executed.
15,882 or 22·0 do. were executed in part.
17,342 or 24·0 do. were struck off in default.
1,194 or 1·6 do. were transferred.

155. These results are hardly so favourable as those of last year, as will appear from the subjoined statement. The corresponding statistics of the North-Western Provinces for 1866 are also shewn :—

Comparison of results.

| Year. | Number of decrees disposed of. | Per-centage of decrees completely executed to total number disposed of. | Per-centage of decrees partially disposed of to total number for disposal. | Per-centage of decrees struck off in default to total number disposed of. | Per-centage of decrees transferred. |
|---|---|---|---|---|---|
| 1866, ... | 66,146 | 46 0 | 27 0 | 26 0 | 0·5 |
| 1867, ... | 63,549 | 42 9 | 22 0 | 24 0 | 1 6 |
| N. W. P 1866, ... | 70,492 | 29 0 | 21 0 | 48 0 | ... |

156. The largest proportion of decrees was completely executed in the following districts :—

In what districts largest proportion of decrees executed.

Bunnoo, ... ... ... 73 per cent.
Jhelum, ... ... ... 71 do.
Kohat, ... ... ... 66 do.
Dera Ismael Khan, ... ... 65 do.
Peshawur, ... ... ... 64 do.
Dera Ghazee Khan, ... ... 60 do.

Smallest proportion in what districts.

And the smallest proportion in the following :—

| | | | | | |
|---|---|---|---|---|---|
| Lahore, | ... | ... | ... | 30 | per cent. |
| Simla, | ... | ... | ... | 34 | do. |
| Ferozepore, | ... | ... | ... | 36 | do. |
| Umballa, | ... | ... | ... | 39 | do. |
| Jullunder, | ... | ... | ... | 41 | do. |
| Delhi, | ... | ... | ... | 42 | do. |
| Rawulpindee, | ... | ... | ... | 43 | do. |
| Kurnaul, | ... | ... | ... | 44 | do. |
| Umritsur, | ... | ... | ... | 44 | do. |
| Sirsa, | ... | ... | ... | 44 | do. |
| Goojranwalla, | ... | ... | ... | 45 | do. |

Amount realized in execution of decrees.

157 The total amount realized in execution of decrees was Rs. 14,39,850; or about 29 per cent of the aggregate value of decrees put in execution. In 1866, the proportion realized was 36 per cent.

Of the total sum realized, 4,23,026 Rupees, or 29 per cent, were paid voluntarily into Court before application for execution.

8,01,907 Rupees, or 55 per cent, were paid after attachment but before sale of goods.

2,14,907 Rupees, or 15 per cent, was realized by sale of goods after attachment.

A smaller proportion (37 per cent), was paid voluntarily into Court than last year, but larger per-centages were paid after attachment and realized by sale than in the previous year.

In what districts proportionate amounts of realizations largest.

158. The largest proportionate amounts of decrees put in execution were realized in the following districts :—

| | | *Total value of decrees in execution.* | | *Total amount realized in execution.* | *Per-centage realized.* |
|---|---|---|---|---|---|
| Goojrat, ... | Rs. | 50,798 | Rs. | 42,142 | 83 |
| Jhelum, ... | „ | 32,961 | „ | 26,034 | 79 |
| Bunnoo, ... | „ | 21,618 | „ | 16,502 | 76 |
| Dera Ghazee Khan, | „ | 41,581 | „ | 29,292 | 70 |
| Loodiana, | „ | 2,12,714 | „ | 1,37,845 | 65 |
| Goojranwalla, | „ | 79,080 | „ | 50,559 | 64 |
| Hooshiarpore, | „ | 2,25,174 | „ | 1,28,993 | 57 |
| Rawulpindee, | „ | 1,00,830 | „ | 52,462 | 52 |

In what districts smallest.

The proportion realized was smallest in the following districts :—

| | | | | | |
|---|---|---|---|---|---|
| Kohat, | Rs. | 4,170 | Rs. | 55 | 1 |
| Lahore, | „ | 4,48,293 | „ | 34,337 | 8 |
| Delhi, | „ | 7,71,190 | „ | 64,121 | 8 |
| Huzara, | „ | 20,995 | „ | 2,270 | 10 |
| Simla, | „ | 3,12,710 | „ | 33,219 | 10 |
| Jhung, | „ | 46,406 | „ | 5,711 | 12 |
| Ferozepore, | „ | 1,52,285 | „ | 32,279 | 21 |

Debtors imprisoned.

159. The number of persons imprisoned for debt was larger than in 1866, but the number, 700, still bears a small proportion to the number of applications for execution. Of the debtors imprisoned, 399 were imprisoned for a period not exceeding one month, 221 not exceeding three months, and 75 not exceeding six months. Only five persons were imprisoned for periods exceeding six months. The number imprisoned was largest in the following districts :—

| | |
|---|---|
| Delhi, ... ... ... | 159 |
| Peshawur, ... ... ... | 92 |
| Umballa, ... ... ... | 60 |
| Rawulpindee, ... ... | 59 |
| Lahore, ... ... ... | 58 |

Last year, Delhi, Peshawur and Lahore were also conspicuous as the districts in which resort was most had to this mode of enforcing decrees.

## GENERAL.

Registration of deeds.

160. The statement showing the detail of deeds registered in the registration offices of the Punjab during the year 1867, is submitted in the form prescribed by the Statistical Committee. The classification differs in many respects from that adopted in former reports, and it will hardly be possible to compare the results with those of previous years.

Number of deeds registered.

161. The number of deeds registered during the year was 75,107, against 61,202 in 1866, thus showing an increase of 13,905, or nearly 23 per cent. The income from registration fees has also increased in a similar ratio from Rs. 50,570 in 1866, to Rs. 62,290 Rs. in 1867.

Income from registration.

162. The income from registration fees was largest in—

| | | | | |
|---|---|---|---|---|
| Hooshiarpore, | ... | ... | Rupees | 6,487 |
| Jullundur, | ... | ... | " | 6,209 |
| Sealkote, ... | ... | ... | " | 4,740 |
| Lahore, ... | ... | ... | " | 4,612 |
| Umritsur, ... | ... | ... | " | 3,927 |
| Delhi, ... | ... | ... | " | 3,758 |
| Loodiana, | ... | ... | " | 2,965 |

Classification of deeds.

163. As in preceding years, obligations for the payment of money form the largest proportion of deeds registered in 1867, being 43 per cent of the whole. The number of wills registered increased from 60 in 1866, to 277 in 1867, and number of authorities to adopt from 33 to 49. From the great difficulty of proving an adoption many years after it has taken place, owing to the ceremony being in most cases reduced to its simplest form, the Deputy Commissioner of Delhi has suggested the advisability of making a registered deed the only evidence of an adoption admissible in our Courts. Mr. Fitzpatrick writes—" To obtain direct evidence " of a ceremony of this sort to satisfy a Court of Justice, after a lapse perhaps of " 20 or 30 years, is most difficult, and the adopted son has accordingly to rely " chiefly if not entirely on circumstantial evidence, of what is termed 'family " conduct' following the adoption to make good his position. I do not know " how far the difficulty may be felt elsewhere; but if it is generally felt it may " be worth considering whether it would not be advisable to make a registered " deed the only evidence of an adoption admissible in our Courts, and thus drive " people to place their adopted sons in a secure position."

Betrothal.

164. The number of deeds connected with betrothal registered during 1867 was 116, against 180 in 1866. With a view to encourage parties to register betrothal contracts, the Deputy Commissioner of Kangra proposes " that only cases relating to " registered betrothals should be heard in our Courts." The Officiating Commissioner of the Jullundur Division considers that some such law would act very well in that Division, " for under no other headings," writes Colonel Young, " is there such injustice and such failure of justice as in actions " concerning breach of promise of marriage."

165. Cases relating to betrothal contracts form the most unsatisfactory class of suits instituted in the Civil Courts of this province, and anything which tends to reduce their number or to assist judicial officers in disposing of those cases which come into Court, is always a desideratum. Registration has this effect, and it is matter for regret that a large decrease has occurred in the number of deeds relating to betrothals registered during the year.

Sirpunch tribunals in Kangra illegal.

166. For some years past a special agency existed in the Kangra district for deciding cases of betrothal and marriages; but during the past year these sirpunch tribunals, having been declared illegal by the Chief Court, ceased to exercise any judicial powers. The Deputy Commissioner of Kangra reports that their abolition was a measure of unmixed good. Major Paske writes—"From what I have seen and heard I "believe these tribunals to have been on the whole very corrupt, that they "tended to create the evil of constant breaches of engagements rather than apply "the remedy, and I consider their abolition by the Chief Court is a measure of "unmixed good, welcome throughout the district. The regular Courts are "much preferred by the people for the adjudication of suits relating to betrothal "and other social contracts, half the technicalities regarding tribal customs "and usages that arose in the adjustment of social contracts in this district "were perhaps the creation of the punchesand sirpunches themselves."

Tulubana.

167. The income from tulubana fees is not so large as in the preceding year, owing to the decrease in the number of suits. There has also been a reduction in expenditure as compared with the previous year. The income and expenditure during the last two years is as follows :—

| | | *Income.* | *Expenditure.* | *Surplus.* |
|---|---|---|---|---|
| 1866, | Rs. | 2,13,915 | 1,12,854 | 1,01,061 |
| 1867, | „ | 2,01,614 | 1,08,987 | 92,026 |

Working of Act XI of 1863.

168. Act XI of 1863, the provisions of which were extended to the Punjab from the 1st November 1867, was too short a time in operation to have had any effect on the year's returns. It is generally admitted that the new method of levying tulubana, by which a separate fee is charged for each process issued, is a great improvement on the old system under which tulubana fees were levied from the plaintiff in a lump sum at the commencement of the suit. Where the defendants

are numerous, as in suits against a co-parcenary body for common lands, or for arrears of revenue, the rates are found to press rather heavily, and it may be necessary to modify the rules to a certain extent in regard to a particular class of suits. The Court has called for further information on this point, the result of which will be communicated to Government separately if any modification of the rates is considered to be necessary. The Court has also called for a report on the working of the Act during the first six months of its operation, with a view of submitting certain proposals for the application of the surplus, under Section 7 of Act XI of 1863, to the improvement of Civil Justice in the Punjab.

Working of Act VIII of 1859.

169. The working of Act VIII of 1859 has been on the whole satisfactory. Certain irregularities in regard to the dismissal of suits on default and the appointment of commissions, are due, as stated in the earlier part of this report, more to the Courts themselves and their officials than to any defect in the Act. As the provisions of the Code become better known these irregular practices will, it is hoped, become less frequent. All that is required is that the Act should be carefully studied and constantly referred to, and that no order be passed under it without the Court satisfying itself that it is in accordance with the spirit as well as the letter of the law. If the Courts and their officials would comply with the procedure as strictly as they enforce a compliance with it on the part of suitors no difficulty would be experienced in carrying out the provisions of the Act. Its success entirely depends, as remarked by the Court on the extension of the Act to the Punjab, upon the judgment and discretion with which it is worked by individual Judges, and neither the one nor the other can be exercised to any purpose without a perfect familiarity with its provisions.

Working of Act XX of 1865.

170. The Subordinate Courts were invited to report upon the working of the Pleaders' and Mookhtars' Act (XX of 1865). Few of them however have alluded to the subject as, except in the districts of Delhi, Simla, Umritsur, and Lahore, professional Pleaders and Mookhtars are few in number, and seldom appear in Court except upon special occasions. Those officers who have given an opinion do not speak very favourably of the assistance rendered by the Pleaders attending their Courts. The Deputy Commissioner of Delhi writes—" We have four passed Pleaders " and seven Mookhtars practising in our Courts here. I cannot say that either " they or the gentlemen of a higher class who occasionally appear before us are

" of much assistance to the Courts. They are all ignorant of law, and careless " in getting up their facts. Mr. Jardine is an exception, but he so seldom " comes here that it is hardly worth mentioning him." The Deputy Commissioner of Simla does not write in very favourable terms of the certified Pleader practising in the Simla Courts. Having been admitted to practise before Act XX of 1865 came into force, this Pleader had not to undergo any examination. The Deputy Commissioner of Lahore considers that the assistance of Pleaders might be invaluable in fixing the issues in dispute, in indicating and procuring evidence, in examining witnesses, in calling the Court's attention to the weight to be attached to particular portions of the evidence, and in discrediting other portions; but in none of these ways does he find that Pleaders are of much assistance, and he attributes it to the fact that those Pleaders who are most in practise undertake the conduct of more cases than it is possible for them to dispose of, either to the satisfaction of the Court or with advantage to their clients.

171. Want of punctuality and undertaking more cases than they can properly attend to is the greatest fault of the Pleaders; but the remedy for this is entirely in the Courts' own hands. The Pleaders practising in the Chief Court are, as might have been expected from their antecedents, most of them having been either called to the Bar or at one time members of the Punjab Commission, not wanting in a knowledge of law and procedure, and many of them conduct the cases entrusted to them with care and ability.

172. In conclusion, I am to observe that the Court regrets the delay which has occurred in the submission of this report. This delay is chiefly attributable to the introduction of the new Imperial Returns, the compilation of which not only delayed the submission of the District and Divisional reports, some of which were not received in this office till the month of April, but also entailed much additional labour on the office establishment of this Court.

I have the honor to be,

Sir,

Your most obedient servant,

T. W. SMYTH,

*Offg. Registrar of the Chief Court of the Punjab.*

# DELHI DIVISION.

**Lieut. Colonel W. McNeile, C. S. I., Offg. Commissioner and Civil Judge.**

[ *Received on 26th March* 1868. ]

## PART I.—ORIGINAL SUITS.

2. The number of suits instituted in the District and Small Cause Courts during the year amounted to 8,577, being 1,451 less than in the year 1866, when the number was 10,028. Their institutions in the different Courts were as follows :—

| Description of Suits. | | Delhi. | Goorgaon. | Kurnal. | Total. |
|---|---|---|---|---|---|
| Civil Suits. | District Courts, ... | 1,593 | 1,338 | 1,594 | 4,525 |
| | Small Cause Courts, ... | 2,779 | ... | ... | 2,779 |
| Regular Revenue Suits, ... ... | | 492 | 259 | 300 | 1,051 |
| Summary Suits,... ... ... ... | | 71 | 113 | 38 | 222 |
| | Total of 1867, ... | 4,935 | 1,710 | 1,932 | 8,577 |
| | Total of 1866, ... | 5,101 | 2,445 | 2,482 | 10,028 |
| | Less, ... ... | 166 | 735 | 550 | 1,451 |

This decrease is probably attributable to the introduction of the new Stamp Act XXVI of 1867. I have at any rate no other explanation to offer of it.

3. Of the number of suits for trial, 351 were pending at the close of 1866, 21 were received by transfer, and 8,577 were instituted during 1867, total 8,949; of these, 3,006, or 35·05 per cent, were decided upon their merits, as follows :—

| District. | Total disposed of. | By trial. | Per-centage. |
|---|---|---|---|
| Delhi, ... ... ... ... | 4,891 | 1,829 | 37·4 |
| Goorgaon, ... ... ... | 1,740 | 574 | 33·0 |
| Kurnal, ... ... ... | 1,946 | 603 | 31·0 |
| Total, ... ... | 8,577 | 3,006 | 35·05 |

The cases pending at the close of the year were—in Delhi 266, Goorgaon 54, and Kurnal 52. Total 372.

4. The per-centage in favor of plaintiffs by trial and ex parte is as follows :—

| *District.* | *By trial.* | *Ex-parte.* |
|---|---|---|
| Delhi, .. .. | 27·8 | 5·8 |
| Goorgaon,.. .. | 25·9 | 3·3 |
| Kurnal, .. .. | 19·5 | 7·0 |
| Total, .. | 25·5 | 5·6 |

5. 814 cases, or 9·5 per cent, were decided in favor of defendants: Delhi 9·5, Goorgaon 7·0, Kurnal 11 4.

6. The per-centage of cases adjusted by compromise to total disposed of was 11·1: thus, Delhi 24·4, Goorgaon 11·6, Kurnal 2·3.

7. 529 cases, or 6·1 per cent of the total number disposed of, were non-suited or struck off on default, as follows :—

| | *Cases.* | *Per-centage.* |
|---|---|---|
| Delhi, .. .. | 330 | 6· 7 |
| Goorgaon,.. .. | 188 | 10· 8 |
| Kurnal, .. .. | 11 | 0·56 |
| Total,.. .. | 529 | 6· 1 |

8. The following is the detail of the results of arbitration cases :—

| *District.* | *No. of cases referred to arbitration.* | *Per-centage confirmed in whole or in part.* | *Per-centage set aside.* |
|---|---|---|---|
| Delhi, .. | 165 | 85 | 15 |
| Goorgaon, .. | 67 | 100 | 0 |
| Kurnal, .. | 72 | 93 | 7 |

9. In Delhi the aggregate value of suits was Rs. 8,29,806, in Goorgaon Rs. 1,16,974, and in Kurnal Rs. 2,78,443; and the average value in Delhi Rs. 170, in Goorgaon Rs. 67, and in Kurnal Rs. 143; the average for the Division being Rs. 160.

10. In Delhi the per-centage of costs to value was Rs. 8-7, in Goorgaon Rs. 11-7-1, and in Kurnal Rs. 6-13-5. Costs are carefully taxed.

11. General average duration in Delhi 17 days, Goorgaon 16 days, and Kurnal 17 days.

12. In none of the districts was the pending file heavy at the close of the year, the total for the Division being 119 cases, against 351 cases pending at the end of 1866

13. The oldest case pending pertains to the Delhi district, dating from 8th January 1866, and pending before the Tehseeldar of Delhi; the delay arose as explained by the Deputy Commissioner from the files in the case being required for reference by the higher Courts in other suits pending before them. In the other districts of the Division the oldest cases were (Goorgaon) 16th August, and (Kurnal) 7th November 1867.

14. The distribution of Civil business in each district appears to have been judicious. The Tehseeldars have not been overburdened, Act XXVII of 1867 having come to their assistance. They will be further benefitted by the provision in the Punjab Appeals Act, under which the practice of restricting the Civil powers of Naib Tehseeldars to cases of less amount than Rs. 300 will be discontinued. I am glad to observe in this matter that the view I had the honor of expressing in my No. 53 dated 11th March 1867 to your address has been recognized as correct.

15. Of 8,577 cases disposed of in the whole Division, 2,049 cases, or 23·9 per cent, were by head quarters officers; 3,528 cases, or 41·1 per cent, by Tehseeldars and Naib Tehseeldars; 224 cases, or 2·6 per cent, by Honorary (Magistrates) Civil Judges; and 2,776, or 32·4 per cent, by the Small Cause Court Judge.

16. The number of original suits taken up by Deputy Commissioners has varied considerably; in Delhi 49, Goorgaon 7, and in Kurnal 67, shewing a large proportion for Kurnal, and a very small one for Goorgaon; but considering the number of appeals the Deputy Commissioners have to dispose of, and their other onerous duties, I should never urge upon them the trial of original Civil suits which are within the competency of their subordinates.

17. The following table shews the share of work taken by each grade of officers:—

| Officers. | Delhi. | Goorgaon. | Kurnal. | Total. |
|---|---|---|---|---|
| Deputy Commissioners, ... ... | 49 | 7 | 67 | 123 |
| Assts. and Extra Assts. Full powers, ... | 650 | 203 | 184 | 1,037 |
| Do. do. Special powers, ... | ... | 183 | 344 | 527 |
| Do. do. Ordinary powers,... | 187 | 64 | 111 | 362 |
| Tehseeldars, Special Powers, ... ... | 1,049 | 710 | 854 | 2,613 |
| Naib-Tehseeldars, Do. Do., ... | 180 | 488 | 247 | 915 |
| Honorary Civil Judges, ... ... | ... | 85 | 139 | 224 |
| Judge Small Cause Court, ... ... | 2,776 | ... | ... | 2,776 |
| Total, ... | 4,891 | 1,740 | 1,946 | 8,577 |

18. No original suits have been taken up by me.

19. During the year under report 2,776 cases were disposed of in the Small Cause Court Delhi, being an increase of 221 on last year. The Deputy Commissioner of Delhi reports that this Court continues to be popular and to give general satisfaction. Mr. Stephen sent for my perusal a copy of his report for 1867, and I think I may safely endorse the opinion of the Deputy Commissioner.

20. Working of Act VIII of 1859 is undoubtedly good. Mr. Fitzpatrick objects to the arbitration rules, and would prefer to enjoin upon the Courts the duty of scrutiniz-

ing the awards, and deciding on their own judgments. He would also empower the Courts to compel a recourse to arbitration in matters of accounts &c. I do not go with him in the latter opinion, but in the former I do fully; and though I am careful in appeal cases to see that the provisions of the Court's Circular XXIII of 1867 have been observed, I cannot but feel that Sections 324 and 325 Act VIII of 1859 not unfrequently lead to a miscarriage of justice.

21. No cases are reported under Section 326 of the Act. The Deputy Commissioner Goorgaon has taken a good way of making this portion of the law more generally known, but it is not one that is likely to be availed of to any great extent.

## PART II.—APPEALS TO DEPUTY COMMISSIONERS.

22. There were 559 appeals in this Division, which were disposed of as follows:—

| District. | No. | Reversed or modified. | | Returned for reinvestigation. | | Duration. | Remaining. | Value. | | Costs. | |
|---|---|---|---|---|---|---|---|---|---|---|---|
| | | Error in fact. | Error in law. | Imperfect investigation. | New evidence. | | | Aggregate. | Average. | Aggregate. | Average. |
| Delhi, ... | 198 | 36 | ... | 22 | 9 | 33 days. | 14 | 12,741 | 69 | 1,141 | 6 |
| Goorgaon, ... | 192 | 38 | 11 | 37 | ... | 17 days. | 4 | 11,510 | 61 | 1,176 | 6 |
| Kurnal, ... | 169 | 42 | ... | 33 | 4 | 16 days. | ... | 10,911 | 65 | 1,264 | 7 |

23. The local appeal rules have worked pretty well on the whole; but I am glad to see that under the new law the provisions of Act VIII of 1859 will be modified to a much less extent. It is however in my opinion to be regretted that they are not introduced in their entirety, and the conditions upon which a second regular (as distinguished from a special) appeal is to be allowed by the concluding portion of Section 6 are I think of very doubtful expediency, as indeed the mover of the Bill seemed to consider them.

## APPEALS TO COMMISSIONER.

24. There were altogether 539 appeals on the file, which were disposed of as follows:—

| No. | Reversed and modified. | Returned for reinvestigation. | Duration. | Remaining. | Value. | | Costs. | |
|---|---|---|---|---|---|---|---|---|
| | | | | | Aggregate. | Average. | Aggregate. | Average. |
| 520 | 76 | 56 | 12 days. | 19 | 12,00,844 | 2,500 | 10,503 | 20 |

The oldest appeal pending was instituted on the 4th December 1867. The average duration in this Court is low, because the mass of the appeals belong to the city of Dehli, and a week or so is found ample time for respondents to prepare their replies. The number of appeals has increased by nearly 100 over the institutions of 1866, a fact not easily explicable, considering the large falling off in the number of original suits.

## PART III.—MISCELLANEOUS.

25. Execution of decrees were as follows:—

| District. | Number. | Average duration. | Pending. | Paid voluntarily. | After attachment. | By sale. |
|---|---|---|---|---|---|---|
| Delhi, ... | 3,107 | 35 | 262 | 4,972 | 31,620 | 27,529 |
| Goorgaon, ... | 1,205 | 34 | 124 | 12,503 | 6,869 | 3,692 |
| Kurnal, ... | 1,164 | 36 | 89 | 14,969 | 20,152 | 5,428 |

26. One attempt only was made to give effect to the mitigative provisions of Section 243 Act VIII of 1859, and it failed. The law has not been overlooked, but in the particular cases where sales of land have taken place it was not found applicable.

27. Sales of house property were in Dehli 43, Goorgaon 13, Kurnal 13. Sales of land were in Dehli 22, Goorgaon 0, Kurnal 9.

The Sheriff's fee fund was in—

| | | *Delhi.* | *Goorgaon.* | *Kurnal.* |
|---|---|---|---|---|
| Income, .. | Rs. | 16,609 5 0 | 3,868 6 0 | 3,755 12 0 |
| Outlay, ... | „ | 7,263 5 9 | 2,562 0 0 | 3,592 0 0 |

29. The Peons' Act XI of 1863 took effect from 1st November, and generally the result will be a considerable surplus. The Deputy Commissioner of Goorgaon has pointed out how in one respect the working of this Act becomes oppressive, *i. e.* in a suit about land of small value, where a large proprietary body possess an interest, and the levy of tulubana for serving each of them with notice swells the fees for process to a figure far higher than that of the institution stamp even at the present enhanced rates.

28. It is too soon yet to report on the operation of the Registration law as recently introduced, but I suppose that as regards other than immoveable property the option now given of registering or not will lead to a decrease of the number of bonds so secured. The change is for the better, as with deeds of this sort registration is not of much value, and the Punjab rule making it compulsory in all cases above 50 Rs. was often found to be harsh and inconvenient.

29. You will observe from the Deputy Commissioner's reports that Book Circular 11 of 1859 about account books is practically a dead letter, and yet as it has the force of law under the Indian Councils' Act as much as any other Circular it ought to be adhered to. It is felt however to be unjust and impossible of enforcement, and there is no doubt that it had better be formally repealed.

30. The decisions of subordinate officers whose appeals do not lie to this Court are inspected by me occasionally and errors in procedure pointed out.

31. The social aspect of the Courts presents no new feature calling for remark.

32. Notices of officers have been submitted with my Criminal report.

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# HISSAR DIVISION.

J. Naesmyth Esquire, Commissioner and Superintendent.

[ *Received 3rd February* 1868. ]

## PART I.—ORIGINAL SUITS.

Number of suits instituted.

2. The number of suits instituted during the past year was, it will be observed, considerably below the results for 1866; there is a difference of 30 per cent in Rohtuk, 22 per cent in Hissar, and about 28 per cent in Sirsa. This is attributed mainly to the effects of the Stamp Act, and the increased cost of litigation, which has, it is believed, done much to check and diminish the number of reckless and vexatious suits which were formerly filed in the Civil Courts.

Per-centage decided by trial.

Per-centage in favor of plaintiff.

Compromise.

Arbitration.

3. The proportion of cases disposed of by trial ranged from 28 per cent in Hissar to 36 per cent in Rohtuk, a result differing but little from that of the year preceding, and calling for no special notice. In Rohtuk 62 per cent of the total number of cases disposed of were decided in favor of plaintiff, to 56 per cent in Sirsa. There appears a striking difference, as compared with last year's results, in reference to compromises, which for the year under review have greatly diminished. The number of cases referred to arbitration was in each district much smaller than for the former year, attributable possibly to the altered state of the law as to such disposals. There was little noticeable interference with the awards of arbitrators.

Aggregate and average value of original suits.

4. In all the districts, the aggregate value of original Civil suits was considerably less than for 1866; the average value however was in excess; the per-centage of costs to value necessarily exceeds that for the previous year.

General average duration.

Cases remaining for disposal.

5. The general average duration was longest in Hissar. I am glad to find a marked improvement in this respect as regards Sirsa, which has heretofore been unfavorably noticed as regards despatch. The per-centage of cases on the files at the end of the year was not great; the oldest pending case belongs to the Rohtuk district, and dates from August 1867, which is in no way satisfactorily explained in the district report.

Amount of work disposed of.

6. There is nothing which needs special comment in regard to the distribution of the Civil business of the year. It will be noted that the Tehseeldars were fully employed. As regards the number of original suits taken up by Deputy Commissioners, it was in all districts less than for the previous year, especially so in Rohtuk. No original suits were heard by the Commissioner of the Division.

Original suits taken up by Deputy Commissioner.

Do. by Commissioner.

Small Cause Courts.

Working of Act VIII of 1859.

7. There are no Small Cause Courts established in this Division. The working of Act VIII of 1859 has been satisfactory.

## PART II.—APPEALS TO DEPUTY COMMISSIONERS.

Number of appeals.

Per-centage reversed or modified.

Duration of appeals.

Per-centage remaining for disposal.

8. Appeals to Deputy Commissioners from the orders of Subordinate Courts have, as regards the Rohtuk and Sirsa districts, diminished during the year. In Hissar there has been a small increase. Reversals and modifications were greatest in Sirsa. A considerable proportion was returned for re-investigation in Hissar. The duration of appeals was longest in Sirsa, but nowhere excessive. The per-centage awaiting disposal at the end of the year was trifling.

## APPEALS TO COMMISSIONER.

Number of appeals.

Per-centage reversed or modified.

Per-centage returned for re-investigation.

Duration of appeals.

9. The number of appeals to the Commissioner has also been somewhat less than for the year preceding. A moderate per-centage of decisions were reversed or modified on appeal. Fewer cases were returned for re-investigation than in 1866. The duration of appeals averaged 21 days. Few cases remained pending, and none without a sufficient reason.

## PART III.—MISCELLANEOUS.

Execution of decrees.

Sales of house property.

Sales of land.

10. The year's results as regards execution of Civil decrees appear to be on the whole satisfactory. There was creditable despatch, and the cases pending are none of them more than six months standing. The attention of the Courts is directed to this important subject. Sales of house property in execution of decree have nowhere been very numerous. In two instances has land been sold in execution.

Registration.

Postage Fund.

11. As compared with the former year the results of registration call for no remark; nor does the Postage Fund require any special notice.

12. The prescribed system of record is duly attended to by all officers. As distinguished for good English record I would specially note Major Forster, Deputy Commissioner of Hissar.

Working of the system of record.

13. It seems to be the general opinion that the effect on litigation resulting from the new Stamp Law has been very marked. But it is also believed that the decrease in suits is mainly observable as regards those of a frivolous and vexatious character.

Working of Stamp Laws.

14. Heretofore no Pleaders have practised in the Courts of this Division.

Pleaders.

15. The decisions of subordinate officers are systematically and regularly inspected, both by the Deputy Commissioners and by myself.

How far the decisions of subordinate officers have been inspected.

16. No arrangements have in this Division been made for the exclusive employment of officers on certain duties, as suggested by Book Circular No. 18 of 1866. It was not found practicable or expedient, having regard to the strength of the staff attached to each district and the character of the work to be performed.

Arrangements made for employing officers exclusively on certain duties.

## PART IV.—SOCIAL ASPECT OF CIVIL COURTS.

17. With the exception of suits on account of damages, which have considerably increased, there appears nothing remarkable in reference to the classification of suits as compared with former years.

Classification of suits.

## PART V.—NOTICE OF OFFICERS.

18. The changes in the judicial staff have already been noticed in this office No. 8 dated 22nd instant. No officers have been employed exclusively in the Civil department. The remarks as to ability &c., recorded in the Criminal department may be held to apply to the Civil business of the year. In general, I consider that the quality of work performed both by the European and Native Judges has improved, and that they merit favorable mention for their labors of the past year.

Changes in the judicial staff during the year.

19. With special advertence to your Circular No. 2 (71) dated 8th January 1868, I would in conclusion observe that mention has already been made as to the results of the operation of Act XXVI of 1867, on litigation. Without imposing any undue prohibition on litigation, it has apparently tended to keep such within proper bounds. Act XI of 1863 has also it would seem somewhat tended to similar results, but the short period during which it has been in force hardly warrants any decided expression of opinion regarding it. The Section 243 of Act VIII of 1859 has not been given effect to, no cause therefor having arisen.

General remarks.

# UMBALLA DIVISION.

**Colonel R. G. Taylor, C. B., C. S. I., Commissioner and Superintendent.**

[ *Received on the 11th April*, 1868. ]

## PART I.—ORIGINAL SUITS.

Number instituted and on the file.

The number of original suits for disposal, after deducting "transfers," was 15,776, against 18,322 in the previous year. The decrease of 2,546 cases was thus distributed:—

| | | |
|---|---|---|
| Umballa, | 1,184 | cases. |
| Loodiana, | 886 | „ |
| Simla, | 476 | „ |

The large decrease in the Umballa district was all in the District Courts, at the rate of 20 per cent, compared with the previous year's institutions. In the Cantonment Court, however, there was an increase of 35 per cent. The great proportion of decrease has, as Captain Tighe observes, been in the Revenue class of cases, and I quote his remarks on this subject in extenso, which are worthy of attention.

"Hitherto it has been the custom in this district, and I believe in other parts of "the Punjab, to include among the summary suits, suits by the lumberdars against the "shareholders on account of the Government revenue; this system had always worked "well, and given satisfaction. The continuance of this state of things, however, "owing to the high rate of stamp and tulubana now required, is no longer possible, and "the doing away with the class of summary suits will I fear lead to great hardship on the "agricultural classes.

"As a matter of fact, I may mention that a case that lately came to my notice in "which a lumberdar according to usual custom brought a suit against the village "co-parceners for Rs. 87 arrears, there were 77 co-sharers in arrears all duly summoned, "and he was called on to pay Rs. 77 tulubana, in addition to Rs. 9 stamp, total Rs. "86, before he could take action *to collect the Government revenue* amounting only to Rupees "87, or one rupee more than the costs.

"Now I am not prepared to say that this was the correct mode of collecting the "Government revenue, yet this has always been the *practice*, and it has worked exceedingly "well. Under the present high rate of tulubana, requiring payment for each person, "(which works well in ordinary Civil suits, and which is I admit a great improvement on "the former system), it is no longer *possible* to expect the lumberdar to bring a suit against "the defaulting co-sharer on account Government revenue, and accordingly I have been "obliged to stop this class of suits and direct processes for collection of Government "revenue to be taken out in accordance with the evident intentions of Financial Book "Circular No. 36 of 1860.

"In the same way I consider the depriving the landlord of the right of summary "action on a reduced scale against his tenant for rent is a great hardship, and likely to "work exceedingly badly, especially in case of an indifferent harvest as above described

" in the case of Government through the lumberdar against the defaulter as to Government " revenue. The landlord will have to sue his tenant, often a body of shareholders, at a " very heavy expense, such an expense indeed as will amount to a fine of Rs. 100 per cent " on the defaulting tenant, a fine which he will hardly be able to bear without breaking " down.

" In the North-Western Provinces and Bengal the landlord has the power in " himself of attachment without bringing a regular suit; and of the gross oppression that " such power leads to we have ample proof in the accounts of the excesses of the landlords " and the heartless treatment of their tenantry during famine and inundation in Bengal " and Orissa; they have never had that power in the Cis-Sutlej, or as far as I am aware in " any part of the Punjab, and I trust such summary power may never be given them, but " if summary suits are no longer allowed at the old rates then a remedy must be provided.

" This in itself accounts for one-half the reduction in the District Courts, and the " remainder is also owing to the increased rates; this is clearly shown in the 1st quarter of " 1867, is fully equal to last year, and gave a return of 2,375 cases, and stamp and " tulubana revenue of Rs. 10,447;—while the 4th quarter gave only 1,928 cases, with a " stamp and tulubana revenue of Rs. 7,480 only, a great falling off."

The Deputy Commissioner of Loodiana considers the decrease in the institutions to be " attributable partly to the increase of stamp duty leviable under Act XXVI of 1867, " especially on suits for land, and partly to the practice of money lenders taking written " acknowledgments from their debtors having become more common, thus reducing the " chances of the debt being denied, and consequently of the necessity of resorting to a " Court of law to enforce payment.

" That this view is correct would seem to be supported by the following facts. " The new Stamp Act requires a stamp eight times higher than formerly to be filed in " suits for land; regular revenue suits have decreased from 1,107 to 801!

" Again, suits for parole debts have decreased by 728. This I would attribute to " both the causes mentioned, viz., the increase of institution stamp and the decrease of " dealings in which debts are secured only by a verbal promise; suits on unregistered " bonds, *i. e.*, on bonds for less sums than Rs. 50, have increased in number by Rs. 834, " and it may therefore safely be inferred that many more such bonds are now executed, as " it is to be supposed that only a small proprtion of those written ever come before our " Courts."

The Officiating Deputy Commissioner of Simla inclines to the belief that the decrease in the institutions was owing to the falling off of the decisions in favor of plaintiff from 92 per cent in 1866 to 88 per cent in the year under report.

Per-centage decided by trial.

2. Of the aggregate number of suits for trial, viz., 15,784, 15,368 were disposed of, of which 5,641 or 37 per cent were decided upon the merits.

Per-centage in favor of plaintiff.

3. 10,148 cases, or 66 per cent of the total disposals, were decided in favor of plaintiff; 3,717, or 24 per cent, by trial; 590, or 4 per cent, by arbitration; 3,335, or 22 per cent, by confession; and 809, or 5 per cent, ex parte.

Of the 5,64[illegible] cases decided by trial, 2,437, or 43 per cent, (same as in 1866) were given wholly, and 1,270, or 22½ per cent, against 24 per cent in 1866, partially in favor of plaintiff. The per-centages for the districts are as follows :—

| | *In whole.* | *In part.* |
|---|---|---|
| Umballa, ... .. .. | 39 | 23 |
| Loodiana, ... .. .. | 42 | 19 |
| Simla, .. ... .. | 59 | 29 |

Per-centage decided in favor of defendant.

4. 2,123 cases, or 14 per cent, of the disposals (same as in 1866), were decided in favor of defendant on trial, or by arbitration. In Simla the proportion was only 7 per cent, while in Umballa and Loodiana it was 16 and 14 per cent respectively.

Per-centage adjusted and withdrawn.

5. 1,190 cases, or 8 per cent of the disposals, were adjusted or withdrawn under Sections 97 and 98 of Act VIII of 1859. The results in each district were as follows :—

| | | |
|---|---|---|
| Umballa, .. ... .. .. | 13 | per cent. |
| Loodiana, .. .. .. .. | 3 | „ |
| Simla, .. .. .. .. | 0·93 | „ |

Per-centage of non-suits and defaults.

6. The per-centage of cases non-suited or struck off on default has increased in the Umballa district from 9 in 1866 to 14 in the year under report; from 8 to 9 in the Loodiana; and from 8½ to 14 in Simla district.

The Deputy Commissioner of Umballa does not notice this subject.

The Deputy Commissioner of Loodiana thinks it surprising that the introduction of Act VIII of 1859 has not effected a still larger increase of non-suits and defaults, and concludes by saying that, to whatever cause attributable, it is certainly a matter for congratulation that the number of non-suits and dismissals in default has not greatly increased. The Deputy Commissioner of Simla notes the high per-centage in his district as merely the result of a rigid adherence to the Code of Civil Procedure.

The Divisional per-centage of cases non-suited was 1·26, and of those dismissed on default 11·15, and of both descriptions of cases collectively 12 per cent, against 8½ in 1867.

The results in these classes of cases taken for the ordinary Courts and special or Small Cause Courts respectively, show that while non-suits were less in the former, the dismissals on default were *vice versa*, as follows :—

| | *In ordinary Courts.* | *In Special and Small Cause Courts.* |
|---|---|---|
| Non-suits, ... ... | 0·22 | 1·03 |
| Dismissals, .. .. | 7·95 | 3·20 |

Arbitration.

7. 789 cases were decided by arbitration, of which nearly ⅔rds were in the Umballa district. Of this aggregate, 3, or 0·37 per cent, of the awards were set aside; and 786, or 99·62 per cent, were confirmed either in part or wholly. There was a considerable decrease in this class of cases during 1867, as compared with the preceding year, being 789 against 1,327 in 1866; and it is probably owing to Act VIII of 1859 not permitting the Courts to appoint arbitrators except at the request and consent of the parties.

Aggregate and average value of original suits.

8. The aggregate value of original suits was Rs. 9,37,405, and the average value Rs. 60-15-11, against Rs. 57-6-0 in 1866.

The increase is in all the districts except Simla, where it is Rs. 98-9-5 against Rs. 107-10-7 in 1866.

The details for each district are shewn in the subjoined table:—

| Description of suits. | Umballa. | | | Loodiana. | | | Simla. | | | Division. | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | No. of cases. | Aggregate value. | Average value. | No. of cases. | Aggregate value. | Average value. | No. of cases. | Aggregate value. | Average value. | No. of cases. | Aggregate value. | Average value. |
| Civil suits, ... | 4,207 | 3,28,158 | 78-0-0 | 2,509 | 2,04,046 | 81-5-3 | 510 | 1,35,811 | 266-4-8 | 7,226 | 6,68,015 | 92-7-1 |
| Regular Revenue, | 1,587 | 51,878 | 32-14-0 | 791 | 27,732 | 35-1-0 | 37 | 430 | 11-9-10 | 2,415 | 80,040 | 33-2-3 |
| Summary, ... | 295 | 14,464 | 49-0-6 | 89 | 2,061 | 32-2-5 | 3 | 29 | 9-8-4 | 387 | 16,554 | 42-12-5 |
| Small C. Courts, | 1,412 | 35,602 | 25-3-5 | 2,667 | 94,015 | 35-9-5 | 1,261 | 42,279 | 33-8-5 | 5,340 | 1,72,795 | 32-5-9 |
| Total, 1867, | 7,501 | 4,30,102 | 57-11-9 | 6,056 | 3,28,754 | 54-4-7 | 1,811 | 1,78,549 | 98-9-5 | 15,368 | 9,37,405 | 60-15-11 |
| Total, 1866, | 8,651 | 4,65,882 | 53-13-6 | 6,979 | 3,14,632 | 45-1-3 | 2,311 | 2,48,814 | 107-10-7 | 17,941 | 10,29,328 | 57-6-0 |

Captain Tighe ascribes the decrease in the aggregate value of suits to reduction in the number of suits. There was an increase in the aggregate value in the Loodiana district, attributable Mr. Elliott thinks to the new method, introduced by Act XXVI of 1867, of calculating the value of suits for land.

Per-centage of costs to value.

9. The aggregate costs of suits amounted to Rs. 96,687, giving an average of Rs. 6-4-7 for each case, and Rs. 10-5-3 per cent on the total value litigated against Rs. 8-13-0 in 1866. There was an increase in the per-centage in all the districts of the Division, which is owing, as the Deputy Commissioner of Loodiana remarks, to the higher rate of stamp duty now payable under Act XXVI of 1867 on the institution of suits. Regarding taxation of costs, the Deputy Commissioner of Loodiana reports that they are taxed by the presiding officer in the manner directed in Book Circular 83 of 1861.

The Deputy Commissioners of Umballa and Simla do not notice the subject of taxing costs, but I have no doubt but that the provisions of Book Circular 83 of 1861 are duly carried out in both these districts also.

The following table detailing the above results for each district separately may be useful:—

| Cases. | Umballa. | | | Loodiana. | | | Simla. | | | Division. | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | Total costs. | Average costs. | Per-centage of costs to value. | Total costs. | Average costs. | Per-centage of costs to value. | Total costs. | Average costs. | Per-centage of costs to value. | Total costs. | Average costs. | Per-centage of costs to value. |
| Civil suits, ... | 28,539 | 6-12-6 | 8-11-1 | 20,564 | 8-3-2 | 10-1-3 | 11,014 | 21-9-6 | 8-1-9 | 60,117 | 8-5-4 | 8-15-11 |
| Regr. Rev. suits, | 8,014 | 5-0-9 | 15-7-2 | 5,560 | 7-0-6 | 20-0-9 | 71 | 1-14-9 | 16-8-2 | 13,645 | 5-10-4 | 17-0-9 |
| Summary do., | 547 | 1-13-8 | 3-12-7 | 172 | 1-15-0 | 8-5-10 | 5 | 1-10-8 | 17-3-10 | 724 | 1-13-11 | 4-5-11 |
| Small C. Courts, | 3,564 | 2-6-3 | 10-1-0 | 13,240 | 4-15-5 | 13-15-2 | 5,397 | 4-4-5 | 12-12-2 | 22,201 | 4-1-11 | 12-13-6 |
| Total, ... 1867, | 40,664 | 2-10-4 | 9-7-3 | 39,536 | 6-8-6 | 12-0-5 | 16,487 | 9-1-7 | 9-3-8 | 96,687 | 6-4-7 | 10-5-3 |
| Total, ... 1866, | 40,862 | 4-11-6 | 8-12-4 | 32,783 | 4-11-2 | 10-7-0 | 17,040 | 7-12-11 | 6-14-10 | 90,695 | 5-1-0 | 8-13-0 |

10. There was a reduction in the general average duration of suits in all the districts of this Division except in Simla, where it rose from 13 days in 1866 to 14 in the year under report.

General average duration.

The following table gives a detail for each district:—

| | Umballa. | | Loodiana. | | Simla. | | Division. | |
|---|---|---|---|---|---|---|---|---|
| | Average duration. | | Average duration. | | Average duration. | | Average duration. | |
| Civil suits, ... ... | 17 days, | 18 days. | 13 days, | 13 days. | 24 days, | 23 days. | 17 days, | 17 days. |
| Regular Revenue suits, | 22 „ | | 13 „ | | 11 „ | | 19 „ | |
| Summary suits, ... | 15 „ | | 9 „ | | 12 „ | | 14 „ | |
| Small Cause Courts, ... | 6 „ | | 8 „ | | 10 „ | | 8 „ | |
| Total, 1867, | 16 days. | | 11 days. | | 14 days. | | 14 days. | |
| Total, 1866, | 17 „ | | 18 „ | | 13 „ | | 15 „ | |

The above table shows that the lowest average duration of 11 days was attained in the Loodiana district.

11. The number of cases which remained pending at the close of the year was 408, being 2·58 per cent of the total cases on the file. The percentage for each district was as follows:—

Per-centage of cases for disposal.

| | |
|---|---|
| In Umballa, .. .. .. .. | 2·74 |
| „ Loodiana, .. .. .. .. | 2·35 |
| „ Simla, .. .. .. .. | 2·76 |

The oldest case pending in Umballa was instituted on 20th August 1867, in Loodiana on 31st October 1867, and in Simla on 1st August 1865.

Regarding the case of August 1865 the Deputy Commissioner of Simla writes:—"In this case the Simla Bank is plaintiff and several military officers scattered all over "India defendants. The great delay is owing to impossibility to find defendants simultaneously, they being continually moving about and not traceable; summons not served on "one of defendants till January 1868; probably this defendant as well as others in the "case evade summons." In the Loodiana district the delay was owing to defendants being residents of other districts, and to the summonses not having been served. In the Umballa district there were 15 cases, which had been pending upwards of two months; 8 of these were disposed of in January last; and with regard to the remaining 7, the Deputy Commissioner writes—"The brother of the Raees of Kotila died when 7 suits were "pending, and the cases must stand over for a short time."

12. Of the total of 15,368 cases disposed of, 3,501 or 23 per cent were disposed of by head quarters officers; 5,861 or 38 per cent by Tehseeldars and Naib Tehseeldars; and 5,340 or 34 per cent by Judges of Small Cause Courts.

Amount of work disposed of.

Working of rule requiring all suits to be instituted in the Court of the lowest grade competent to try them.

13. Captain Tighe states that the rule regarding institution of suits in the lowest Court having been modified, and greater discretion having been given to the District Officer, the Tehseel Courts have been considerably relieved thereby. Mr. Elliott, the Deputy Commissioner Loodiana, writes that the rule in question having been repealed by Act XXVII of 1867, "the practice in this district is that suits up to Rs. 300 in value are "filed in the outlying Tehseels, and are heard by the Tehseedars and Naib Tehseeldars; "the former takes petitions, and makes over all cases of debt, &c., under Rs. 60 to the "Naib Tehseeldar, keeping for himself those above Rs. 60 and suits for immovable proper-"ty. When the Tehseel Courts have appeared to be over-burdened with work the Deputy "Commissioner has transferred cases from their files to the Sudder Courts. This has not "however been done to a great extent, as during a considerable part of the year the "Deputy Commissioner had only one European Assistant, instead of two the full com-"plement. From the 1st January 1868 I have made a different distribution, and have "directed that all suits for immovable property should be heard at the Sudder. This "will ensure the most important cases being decided by the most experienced officers."

In the Simla district the rule above noted is, as the Deputy Commissioner reports, uniformly observed; and the Deputy Commissioner adds—"It appears to work well, and "saves a good deal of trouble to the higher Court." Simla is of course peculiarly situated, and the full application of the rule there could only result in benefit.

Number of Original Suits taken up by Deputy Commissioners.

14. The Deputy Commissioner of Umballa took up 15 original suits, or 0·19 per cent of the total number on the file; the Deputy Commissioner of Loodiana 19, or 0·30 per cent; and the Deputy Commissioner of Simla 25, or 1 per cent.

The remarks offered on this matter in this office report for 1866, apply equally to the present year's work, namely, that the appellate and miscellaneous work of Deputy Commissioners leave them little time to devote to original judicial work.

Amount of work disposed of by several grades of officers.

15. The amount of work disposed of by the several grades of officers is shown in the following table:—

| Officers. | Umballa. | Loodiana. | Simla. | Division. |
|---|---|---|---|---|
| Deputy Commissioner, | 15 or 0·19 per cent. | 19 or 0·30 per cent. | 25 or 1 per cent. | 59 or 0·38 per cent. |
| Assistant Commissioners and Extra Assistant Commissioners, ... | 2,344 or 30 „ „ | 683 or 11 „ „ | 415 or 23 „ „ | 3,442 or 22 „ „ |
| Tehseeldars, ... | 3,096 or 40 „ „ | 1,213 or 20 „ „ | ... | 4,309 or 28 „ „ |
| Naib Tehseeldars, ... | 138 or 2 „ „ | 1,304 or 21 „ „ | 110 or 6 „ „ | 1,552 or 10 „ „ |
| Honorary Civil Judges, | 496 or 6 „ „ | 170 or 3 „ „ | ... | 666 or 4 „ „ |
| Judges Small Cause Courts, ... | ... | 2,667 or 44 „ „ | 1,261 or 70 „ „ | 3,928 or 26 „ „ |
| Judges Cantonment Small Cause Court, | 1,412 or 19 „ „ | ... | ... | 1,412 or 9 „ „ |
| Total, ... | 7,501 | 6,056 | 1811 | 15,368 |

No of original suits taken up by Commissioner.

16. No original cases were taken up by the Commissioner's Court.

Working of Small Cause Courts.

17. The Deputy Commissioners of Loodiana and Simla report that the Small Cause Courts at those stations are popular. With regard to the decrease in institutions in the Simla Small Cause Court, Captain Gurdon, who was in charge of the Court during the greater part of the year, states that he can only attribute the fact to a very careful and zealous scrutiny which he endeavoured to maintain over the cases which came before him.

The Deputy Commissioner of Umballa reports that the Small Cause Court in the Cantonment "had an immense increase of work, which has been rapidly disposed of."

Working of Act VIII of 1859.

18. All the Deputy Commissioners of the Division report that the Civil Procedure Code (Act VIII of 1859) has worked well. The Deputy Commissioner of Loodiana adds—"The subordinate judicial officers "have already become tolerably familiar with the Sections of most ordinary application. "To ensure their constantly referring to the Act I have directed them invariably to quote "the Section under which they pass an order. Our officers are hard-worked and have "little time for study, and it cannot be expected that they should quickly master the "whole contents of the new Code, but by practice they are rapidly becoming acquainted "with the more important parts of it."

The Deputy Commissioner of Simla observes that the Act "is a great relief to the "judicial officers after the uncertain procedure of the old Punjab Code."

Mitigative provisions of Section 243 of Act VIII of 1859.

The Deputy Commissioner of Loodiana reports that "effect "has not been given to Section 243 of the Act. In only one case "has revenue-paying land been sold."

The other Deputy Commissioners do not notice the subject.

## PART II.—APPEALS—TO DEPUTY COMMISSIONERS.

Their number.

19. The number of appeals instituted before the Deputy Commissioners in the year under report was 838, against 1,149 instituted in the year preceding. The decrease took place in the Umballa and Loodiana districts, in the proportion of 17 per cent in the former and 38 per cent in the latter. Adding the 23 appeals which remained pending at the end of 1866, made a total of 861 appeals, of which 831 were disposed of during the year, leaving 30 pending—17 in Umballa, 12 in Loodiana, and 1 in Simla. Of the appeals disposed of were—

| | *Umballa.* | *Loodiana.* | *Simla.* | *Total.* |
|---|---|---|---|---|
| Civil, .. .. | 276 | 194 | 1 | 471 |
| Regular Revenue, .. | 219 | 120 | 1 | 340 |
| Summary, .. .. | 8 | 12 | .. | 20 |
| Total, ... | 503 | 326 | 2 | 831 |

Per-centage reversed or modified.

20. Of the 831 appeals disposed of, 97 or 12 per cent were either reversed or modified. The per-centage for each district was—

| | | | |
|---|---|---|---|
| In Umballa, | .. | .. | 9 per cent. |
| „ Loodiana, | .. | .. | 15 „ |
| „ Simla, | .. | .. | 50 „ |

Of the reversals in Loodiana 9 are stated to have been on account of error in law, and 28 on account of error in fact. This information is not furnished by the Deputy Commissioners of Umballa and Simla in respect of the appeals reversed in their districts.

Per-centage returned for re-investigation.

21. In Umballa 55 cases or 11 per cent were returned for re-investigation, but on what account it is not stated. In Loodiana 70 cases or 21 per cent were returned, all on account of imperfect investigation. The per-centage in Umballa is favorable compared with that of 1866, when it was 14½ per cent; but in Loodiana it is not so, being 21 against 6 per cent in 1866, but the Deputy Commissioner remarks that "the number of cases returned by an Appellate Court for re-investigation depends almost entirely on the disposition of the Judge. Some officers are less easily satisfied, and require more enquiry into the facts of a case than others. Of the 70 cases returned for further investigation, 7 were sent back by me during the seven months I was in charge of the district, and 53 by Major Paske during the five months he was officiating for me."

Duration of appeals.

22. The average duration of appeals for the Division was 15 days, same as in 1866. It was lowest in Loodiana, where it was 8 days; and highest in Umballa, where it was 20 days. In Simla it was 16 days. In explanation of the high average in his Court, the Deputy Commissioner of Umballa refers to the explanation offered in the previous year's report, namely, his absence from the district and the care taken in giving notice to respondent of the day fixed for hearing. The Deputy Commissioner of Loodiana attributes the high duration in his Court to the fact that the respondent must be summoned before an order can be reversed.

Per-centage remaining for disposal.

23. Of the total appeals for disposal 3·42 per cent remained pending in Umballa, 3·55 per cent in Loodiana, and 3·33 per cent in Simla. The per-centage for the Division was 3·48, against 2 in 1866. The oldest case in Umballa was instituted on the 4th December 1867, in Loodiana on the 14th December 1867, and in Simla on the 21st September 1867. The Deputy Commissioner of Simla does not give any explanation of the cause of delay in the disposal of this old case.

Aggregate and average value and costs of appeals.

24. The aggregate value of the appeals disposed of was Rs. 31,510, and the average value Rs. 37-14-8, against Rs. 49,537 of the former, and Rs. 42-2 of the latter in the previous year. The aggregate costs were Rs. 4,096, and the average cost Rs. 4-14-0. The per-centage of costs to value was Rs. 12-15-11. The following table shows the results for each district:—

| Description of cases. | Umballa. | | | | | Loodiana. | | | | | Simla. | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | No. of appeals. | Aggregate value. | Average value. | Aggregate costs. | Average costs. | No. of appeals. | Aggregate value. | Average value. | Aggregate costs. | Average costs. | No. of appeals. | Aggregate value. | Average value. | Aggregate costs. | Average costs. |
| Civil, ... | 276 | 12,566 | 45-7-10 | 4,100 | 3-15-9 | 194 | 9,693 | 49-15-5 | 1,117 | 5-12-1 | 1 | 11-0-0 | 11-0-0 | 1-8-0 | 1-8-0 |
| Regular Revenue, | 219 | 4,746 | 21-10-9 | 875 | 3-15-11 | 120 | 4,218 | 35-2-4 | 952 | 7-14-11 | 1 | 5-0-0 | 5-0-0 | 1-0-0 | 1-0-0 |
| Summary, | 8 | 118 | 14-11-3 | 13 | 1-9-0 | 12 | 163 | 13-9-11 | 36 | 3-0-0 | ... | ... | ... | ... | ... |
| Total, ... | 503 | 17,420 | 34-10-0 | 1,988 | 3-13-2 | 326 | 14,074 | 43-2-9 | 2,105 | 6-7-3 | 2 | 16-0-0 | 8-0-0 | 2-8-0 | 1-4-0 |

DIVISION.

| Description of cases. | No. of appeals. | Aggregate value. | Average value. | Aggregate costs. | Average costs. | Per-centage of costs to value. |
|---|---|---|---|---|---|---|
| Civil, ... ... | 471 | 22,260 | 47-4-2 | 2,219 | 4-11-4 | 9-11-0 |
| Regular Revenue, ... | 340 | 8,069 | 26-6-0 | 1,828 | 5-6-0 | 20-6-1 |
| Summary, ... ... | 20 | 281 | 14-0-9 | 49 | 2-7-2 | 17-7-0 |
| Total, ... | 831 | 31,510 | 37-14-8 | 4,096 | 4-14-10 | 12-15-11 |

Appeals to Commissioner.

The number of appeals instituted in my Court was 808, against 1,072 in 1866. Including the 441 cases remaining over from the year preceding the total number on the file in 1867 was 1,249. There was a falling off in the appeals of all descriptions, thus—

| | *Instituted in* 1867. | *Instituted in* 1866. |
|---|---|---|
| Civil, .. .. | 494 | 625 |
| Regular Revenue, | 293 | 332 |
| Summary, .. | 21 | 115 |
| | 808 | 1,072 |

Of the 1,249 appeals on the file, 965 were disposed of during the year, viz:—

| | *Civil.* | *Regular Revenue.* | *Summary.* | *Total.* |
|---|---|---|---|---|
| By Colonel Farrington, from 14th May to 10th November 1867, .. | 558 | 303 | 37 | 898 |
| By Colonel Cripps, from 11th November to 31st December 1867, ... | 56 | 11 | ... | 67 |
| Total, .. | 614 | 314 | 37 | 965 |

Per-centage reversed or modified.

Of the cases disposed of, in 174 instances, or 18 per cent, the orders of the lower Courts were either reversed or modified.

Per-centage returned for re-investigation.

158 cases, or 17 per cent, were returned for re-investigation.

Duration of appeals.

The average duration of appeals was 199 days, or for Civil appeals 216, Regular Revenue 173, Summary 185 days.

It must be remembered that Colonel Farrington did not join the appointment of Additional Commissioner till 14th May 1867, and therefore is not answerable for the time many of the cases he had to take up had been pending before he commenced work, and which swell the average.

Per-centage remaining for disposal.

284 appeals, or 23 per cent of the total for disposal, remained pending. The oldest of these was a Civil case of 23rd December 1865.

This case relates to a claim instituted by one Hur Chund Gir, disciple of Sirwun Nath Fakeer, to succession to house and temple properties left by Sirwun Nath deceased in several districts of this province and in parts of the North-Western Provinces. It was referred by this Court to Bhek of the brotherhood at the great Hurdwar fair last year for their opinion on the merits of the case. They decided against Hur Chund Gir on the main point which disposed of his claim to the guddee. The case has remained on the file from my wish to get the Mohunt elect to make some suitable allowance for Hur Chund Gir, who is the only surviving chela of Sirwun Nath. This had been referred by me to the reigning Mohunt just at the close of the year, and his answer had not been received and I would not strike the case off.

Aggregate and average value and costs of appeal.

The aggregate and average value and cost of appeals to Commissioner's Court is shewn in the following table :—

| Appeals. | Appeals disposed of. | Aggregate value. | | | Average value. | | | Aggregate cost. | | | Average cost. | | | Per-centage of costs to value. | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | Rs. | A. | P. | Rs. | A. | P. | Rs. | A. | P. | Rs. | A. | P. | Rs. | A. | P. |
| Civil, ... ... ... | 614 | 1,43,676 | ... | ... | 234 | 2 | 7 | 7,278 | ... | ... | 11 | 13 | ... | 5 | 1 | 6 |
| Regular Revenue, | 314 | 18,808 | ... | ... | 59 | 13 | 6 | 1,881 | ... | ... | 5 | 15 | 10 | 10 | ... | ... |
| Summary, ... | 37 | 997 | ... | ... | 26 | 5 | 1 | 95 | ... | ... | 2 | 9 | 1 | 9 | 8 | 5 |
| Total, ... | 965 | 1,63,481 | ... | ... | 160 | 6 | 6 | 9,254 | .. | .. | 9 | 6 | 5 | 5 | 10 | 6 |

Working of new Appeal Rules.

25. The Deputy Commissioner of Loodiana reports that the appeal rules work very well, but adds that "as it has been determined to change them so as to assimilate them more nearly to those contained in Act VIII of 1859, it is unnecessary to notice them further."

The Deputy Commissioner of Simla observes that the number of appeals in his district is so very small that "it is impossible to have much experience as regards the "working of the new rules."

The Deputy Commissioner of Umballa does not notice this subject.

There can I think be no doubt of the procedure laid down being a good one; but in a Division like this, where appeals are heavy, it requires an officer who has his time sufficiently at command to be enabled to fix days and hours for hearing cases and to adhere to them, and this is certainly not easily accomplished by the Commissioner of the Division unaided.

## PART III.—MISCELLANEOUS.

Execution of decrees.

26. 8,642 decrees, for Rs. 4,47,994, were granted during the year; and in 4,002 cases of these, decrees were taken out during the year. In all 8,461 applications for execution of decrees, involving Rs. 7,01,285-8-8, were preferred during the year; and 509 applications, for Rs. 78,419-1-10, remained from 1866;—making a total for disposal of 8,970 applications, involving Rs. 7,79,704-10-6, or an average of Rs. 86-14-9.

At the close of the year 449 applications, involving Rs. 95,531-5-11, remained undisposed of. 3,561 decrees had been completely executed, and 2,284 partially; 2,298 applications were struck off in default of decree-holder, and 378 cases were transferred. The amount realized on the decrees wholly or partially satisfied was Rs. 2,55,347-5-3.

In 2,520 cases payment is said to have been voluntarily made, in 451 on arrest, and 590 by attachment and sale.

Of the aggregate amount realized, Rs. 56,195-9-10 were paid voluntarily in Court before application for execution; Rs. 1,51,897-6-8 before sale of goods but after attachment; and Rs. 47,254-4-9 were realized by sale.

The results as regards the proportion of decrees completely executed, and the amount realized, to the number and amount of the applications for disposal, are most favorable for Loodiana, as will be seen below:—

| Districts. | Total No. of decrees for disposal. | Amount involved. | | | Decrees completely executed. | Per-centage of number for disposal. | Total amount realized. | | | Per-centage of amount for realization. | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Umballa, ... | 4,698 | 3,16,180 | 1 | 3 | 1,632 | ·35· | 84,282 | 9 | ... | 26 | 10 | .. |
| Loodiana, ... | 2,982 | 2,10,714 | 2 | 11 | 1,522 | 51· | 1,37,845 | 8 | 9 | 65 | 6 | ... |
| Simla, ... | 1,290 | 2,52,810 | 6 | 4 | 407 | 32· | 33,219 | 3 | 6 | 13 | 1 | .. |
| Total, .. | 8,970 | 7,79,704 | 10 | 6 | 3,561 | 41· | 2,55,347 | 5 | 3 | 32 | 12 | ... |

The average duration of decrees completely executed was 14 days, of those partially executed 32 days, and of cases struck off on default &c. 22 days.

The results for each district were as follows:—

| Districts. | Average duration. | | |
|---|---|---|---|
| | In complete execution. | In partial execution. | In defaults and other cases. |
| | Days. | Days. | Days. |
| Umballa, ... ... ... ... ... ... | 7 | 8 | 11 |
| Loodiana, ... ... ... ... ... ... | 24 | 62 | 31 |
| Simla, ... ... ... ... ... ... ... | 10 | 26 | 23 |
| Total, ... ... ... | 14 | 32 | 22 |

Number of sales of house property in execution of decrees.

27. There were 102 sales of house property in the Umballa district, 19 in Loodiana, and 3 in Simla, in all 124 cases against 92 in 1866.

Number of sales of land.

28. In Loodiana there was one case in which 24 beegahs 8 biswahs of revenue-paying land was sold for Rs. 450 with the sanction of the Chief Court. The Deputy Commissioner of the district remarks that "every endeavour had been made to realize the money due by other "means, and to induce the debtor to make some arrangement for paying his debt by "instalments, but he obstinately refused, believing, I think, up to the last moment, that "under the Punjab Government his land could not be sold." The Deputy Commissioner adds "that as it has always been considered undesirable to do so in the Punjab, and "as such sales are believed to have been one of the great causes of the disaffection to our "rule shewn by the agricultural population in many parts of the North-Western Pro-"vinces in 1857, I still discourage applications to execute decrees in this manner."

In the Umballa and Simla districts no sales of land took place.

Sheriffs' fees fund.

29. The tulubana income amounted to Rs. 29,864, and the outlay to Rs. 12,223-5-3, leaving a surplus of Rs. 17,640-10-9.

The income and expenditure in 1866 were Rs. 1,27,166 and Rs. 11,660 respectively. The following table shews these results in detail :—

| District. | Tulubana Income. | | | | | | | | | | | | Outlay. | | | Surplus. | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | Civil suits. | | | Regular Revenue suits. | | | Summary suits. | | | Execution of decrees. | | | Total. | | | | | |
| Umballa, ... | 6,859 | ... | ... | 1,149 | 6 | ... | 150 | 14 | ... | 3,855 | ... | .. | 12,014 | 4 | .. | 7,591 | 2 | 11 | 4,423 | 1 | 1 |
| Loodiana, ... | 6,821 | .. | ... | 851 | 4 | .. | 23 | ... | ... | 2,498 | 8 | .. | 10,193 | 12 | ... | 2,684 | 2 | 4 | 7,509 | 9 | 8 |
| Simla, ... | 4,919 | . | | 13 | 4 | .. | 1 | | . | 2,722 | 12 | . | 7,656 | .. | . | 1,948 | . | . | 5,708 | .. | ... |
| Total, ... | 18,599 | .. | | 2,013 | 14 | ... | 174 | 14 | ... | 9,076 | 4 | ... | 29,864 | . | . | 12,223 | 5 | 3 | 17,640 | 10 | 9 |

The income of the Postage Fund and expenditure was as follows :—

| | *Income.* | *Expenditure.* |
|---|---|---|
| In Umballa, | Rs. 185 | Rs. 220 |
| „ Loodiana, | „ 130 | „ 99 |
| „ Simla, | „ 77 | „ 80 |
| Total, 1867, | „ 392 | „ 399 |
| 1866, | „ 468 | „ 345 |

In the Umballa district the postage rate was, as the Deputy Commissioner mentions, raised during the year from 8 to 10 annas, and still the expenditure was in excess of the income in the proportion of nearly 19 per cent; and the Deputy Commissioner therefore suggests that either the deficiency be made good from the income of some other district, or that the rate be raised to 1 rupee.

In the Simla district also there was a deficiency, though slight, and the Deputy Commissioner advocates the increase of the rate to 12 annas as before.

I think it probable that similar results will have occurred elsewhere, and that it will be found necessary to enhance the present rate by order.

Employment and remuneration of peons for service of processes.

The Deputy Commissioner of Loodiana reports that Act XI of 1863 was introduced in his district from the 1st of November 1867, and that agreeably to the rules attached to the Chief Court's Book Circular XXVII of 1867 a register of the peons has been opened, and adds—"The rules are a decided improvement on the former system, and will "doubtless work well."

The other Deputy Commissioners do not notice the subject.

Registration.

30. 6,423 deeds were registered, against 5,344 during 1866. There was an increase in Umballa of 495 deeds, and in Loodiana of 607 over the number registered in the previous year, but there was a decrease of 32 in Simla. The old Registration rules having been superseded by Act XX of 1866, which was introduced since the commencement of the present year, it may be needless to remark upon the working of the old rules. As regards the new Registration Act (XX of 1866) the Deputy Commissioner of Umballa is of opinion that it will effect "an immense increase" in the number of registrations, but the Deputy Commissioner of Loodiana thinks "that when it becomes generally known that it is optional to register bonds and other documents not affecting immovable property, the registration of which has heretofore been compulsory, there will be a great falling off in the number registered, notwithstanding that registered deeds will have certain advantages which do not attach to others." What Mr. Elliott predicts will probably take place in the class of cases alluded to, but the general impetus given to registration by the Act in other ways will prevent an actual falling off.

Working of law regarding Bonds and Account Books.

31. I beg to call attention to the remarks made by Captain Gurdon, Officiating Deputy Commissioner Simla, with reference to the probable effect of the cancelment (of which there appears to be a likelihood) of the provisions of Judicial Book Circular 11 of 1859 in regard to account books. Captain Gurdon writes—"Few of the Bunneeahs except the more respectable traders "think of keeping more than a rough note book, which is not worthy of the name of a "ledger, and are utterly at a loss to prove their claims *aliunde*, and it stands to reason "that they are not likely to have witnesses at hand to every seer of grain or petty item "that they may sell. Still I am of opinion if the provisions of the Circular are cancelled, "as there appears to be a liklihood will be the case, and if a ledger unsupported by a "day-book becomes legal evidence, it will be very difficult for officers to adjudicate in "cases of accounts."

Working of system of record.

32. The system of record prescribed by Book Circular 38 of 1862 is fully carried out in all the districts of the Division, and issues are nearly always drawn. Captain Tighe commends Mr. Harrison, Assistant Commissioner (since transferred from this Division), and Lieutenant Parker, Assistant Commissioner, as distinguished for good English record and careful investigation. Mr. Harrison appears to have decided 622 cases, and the per-centage of the cases in which his orders were modified by the higher Courts in appeal was half that of the other Courts of the district.

Mr. Elliott writes—"Issues are always drawn, and for the most part correctly, but "I find that Native judicial officers too often forget what points were at issue when they "come to give judgment." The system of English record is fully carried out in this district, and autograph judgments are written by the officers deciding the cases.

The latter remarks apply to the Simla district also.

Working of Stamp Law.

33. The opinions of the district officers on the effect of the new Stamp Act (XXVI of 1867) in checking litigation are not of a very decided character. Captain Tighe writes that the introduction of the new Stamp Law "was followed by a reduction in the number of suits in the Civil Courts of the district to a very large extent," though "only in the 4th quarter" of the year under report; though institutions fell off, the actual receipts of stamp revenue were in excess of those of the past year. Mr. Elliott writes—"The new Schedule B introduced by Act XXVI "of 1867 appears to have caused a decrease in the number of suits and appeals instituted, "but it is possible that this may be attributable to some other cause."

Captain Gurdon, Officiating Deputy Commissioner of Simla, states that he does not think the new Act has had "any sensible effect on the litigation of the district."

Working of Pleaders' and Mookhteears' Act.

34. There are no professional Pleaders or Mookhteears employed permanently in this Division, with the exception of one Native Pleader at Simla. When Pleaders resident in other Divisions visit this Division to carry on a case they not uncommonly urge a request for a hearing out of turn, on the plea that they are only able to remain a certain number of days or hours at the place; this is a request that it is difficult to refuse, and not quite wholesome to grant.

How far the decisions of subordinate officers have been inspected.

35. Decisions of subordinate officers were inspected in all the districts. Mr. Elliott has the best talent in this respect, and examined to a great extent the decisions both of his own District Courts as well as of those of the Umballa district during the time he was in charge of it. In 15 cases irregularities were pointed out to the officers concerned.

Distribution of duties among officers of Sudder Court.

36. The suggestions contained in Book Circular 18 of 1866, regarding the employment of one Assistant exclusively on Civil work, have been carried out in Umballa and Loodiana, and are stated to work well; and Captain Tighe adds, "the reduction in average duration "of cases of execution of decrees shows it has worked well."

Captain Gurdon reports that such a distribution is not practicable in the Simla district, as there is never but one Assistant Commissioner besides the Judge of Small Cause Court, and a great part of the Deputy Commissioner's time is taken up with other work.

## PART IV.—SOCIAL ASPECT OF CIVIL COURTS.

Classification of suits.

37. The Deputy Commissioner of Umballa has offered no remarks on this head.

In Loodiana there was an increase of 834 cases on unregistered bonds, and a decrease of 728 suits for parole debts, and of 130 in claims on book debts; and Mr. Elliott remarks that "this appears to show a disposition on the part of the money lenders

"to secure for themselves more satisfactory proof in case their claims should be disputed, "and they should have to resort to Courts of law to enforce them." There was also a decrease in this district of 83 suits for landed property, and of 198 in claims to immoveable property, "probably due to the increased stamp demandable."

In Simla suits for debts fell from 1,941 in 1866 to 1,386 in 1867, and for wages from 233 to 162. But there was a considerable increase in the following class of cases, viz :—

Personal property.
Injuries.
Compulsory performances of contract.
Marriage.

and the Deputy Commissioner writes :—"I am unable to give any satisfactory reasons for "the fluctuations in the numbers of the above classes of suits, with the exception of suits "for debt, in which I think more scrutiny and care has been observed than in 1866, in all "the Courts, and that hence the Buniahs, perhaps, have been chary of preferring fictitious "suits."

Breach of Betrothal or Marriage contracts.

38. Call for no particular remarks in this Division, where the litigation that arises from such social contracts is not a prominent source of difficulty to the Courts.

* * * * * * * * * *

# JULLUNDUR DIVISION.

**Colonel R. Young, Offg. Commissioner and Superintendent.**

[ *Received on 9th April* 1868. ]

## PART I.—ORIGINAL SUITS.

The large decrease in the number of suits on the file is assigned to various causes. The Deputy Commissioner Jullundur ascribes it to "the increased "Stamp duties "leviable under Act "XXVI of 1867," in suits for land paying revenue; to the working of Act XXVII of 1867, "and the Chief "Court's Circular "XIII of 1866, "under which it "has been the practice generally to "dispose of suits for land in the Courts sitting at the Sudder station."

| Description of Suits. | | Jullundur. | Hooshiarpore. | Kangra. | Total. |
|---|---|---|---|---|---|
| Civil Suits, ... ... | 1866, | 9,551 | 10,165 | 3,984 | 23,700 |
| | 1867, | 9,060 | 8,625 | 3,045 | 20,730 |
| Regular Revenue Suits, | 1866, | 1,086 | 2,914 | 541 | 5,441 |
| | 1867, | 1,476 | 2,451 | 612 | 4,539 |
| Summary Suits, ... | 1866, | 422 | 470 | 85 | 977 |
| | 1867, | 249 | 248 | 58 | 555 |
| Total, ... | 1866, | 11,959 | 13,549 | 4,610 | 30,118 |
| | 1867, | 10,785 | 11,324 | 3,715 | 25,824 |

The Deputy Commissioner of Hooshiarpoor believes the diminution to be the consequence of "the largely increased cost of litigation, entailed by much heavier stamp fees "and payment of fees to witnesses; the enhanced rate of tulubana; the general unhealthiness of the year, inducing a disinclination to leave home for crowded Courts; the "universal ease caused by a succession of good harvests and consequent agricultural "prosperity; and the check afforded by Act VIII of 1859 on protracted delays in filing "suits."

The decrease in the Small Cause Court of Hooshiarpoor is considered by Mr. Perkins to be due to the infliction of heavy fine and imprisonment in some cases of false claims, the effect of which has been to deter plaintiffs from instituting vexatious prosecutions. I however am of opinion that although these strong measures are very useful and creditable to the Judge and Deputy Commissioner, they are not likely to have had any effect upon the number of cases instituted.

The decrease in the Kangra district is accounted for by the currency of the Settlement operations; increase of stamp duties; and the prevalence of cholera.

Description of suits.

The decrease in the number of cases is chiefly in money debts and suits for land, and is no doubt chiefly owing to the increased cost of litigation, but we are also now reaping the benefit of the compulsory registration of bonds since 1st October 1859, and of the mass of disputes about land already decided. The extraordinary number of cases instituted in 1859 caused a lull in 1860, but the present is the first year which has shewn a diminution likely to be permanent.

Disposal of Suits.

Of the cases disposed of, 37 per cent were decided on their merits; of which 27 per cent were in favor of plaintiff; 11 per cent were decided by arbitration; 23 per cent on confession; 15 per cent were adjusted or

| Description of Suits. | | In favor of Plaintiff. By decision on merits. In whole. | In favor of Plaintiff. By decision on merits. In part. | In favor of Plaintiff. By arbitration, compromise or consent. | In favor of Plaintiff. By confession. | In favor of Plaintiff. Ex parte. | In favor of Plaintiff. Total. | In favor of Defendant. By decision on merits. | In favor of Defendant. By arbitration. | Adjusted or withdrawn. | Non-suited. | Struck off on default. | Total number disposed of. |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Civil Suits, ... ... | 1866, | 2,351 | 2,700 | 1,319 | 6,178 | 568 | 13,206 | 3,546 | 339 | 3,780 | 93 | 1,715 | 22,703 |
| | 1867, | 2,291 | 1,805 | 1,896 | 5,187 | 624 | 11,803 | 2,508 | 320 | 2,989 | 69 | 2,202 | 19,951 |
| Regular Rev. Suits, | 1866, | 1,209 | 669 | 300 | 388 | 41 | 2,603 | 1,210 | 86 | 914 | 19 | 342 | 5,174 |
| | 1867, | 868 | 531 | 432 | 404 | 47 | 2,312 | 703 | 75 | 580 | 42 | 492 | 4,295 |
| Summary Suits, ... | 1866, | 238 | 147 | 41 | 151 | 43 | 624 | 91 | 3 | 172 | ... | 58 | 948 |
| | 1867, | 141 | 68 | 37 | 88 | 35 | 369 | 31 | 4 | 81 | 1 | 66 | 552 |
| Total, ... | 1866, | 3,798 | 3,606 | 1,660 | 6,717 | 652 | 16,433 | 4,847 | 422 | 4,866 | 112 | 2,145 | 28,825 |
| | 1867, | 3,300 | 2,424 | 2,365 | 5,679 | 706 | 14,484 | 3,302 | 399 | 3,650 | 113 | 2,760 | 24,798 |

withdrawn; 11 per cent struck off on default; and 3 per cent were decided ex parte or non-suited.

Regarding cases dismissed on default the Deputy Commissioners of Jullundur and Hoshiarpoor write as follows :—

*Jullundur.* "The per-centage of cases dismissed on default has increased from "12·25 per cent in 1866 to 15·77 in 1867. This result is somewhat unsatisfactory, and "it may be in some measure attributable to an over strict application of the law in "regard to defaults. It will be observed that the Judge of the Small Cause Court has "offered the following remarks on this subject—'Under Sections 110 and 113 of Act VIII "'of 1859 and Section 5 Act XXIII of 1861, a Civil Court has no option but to dismiss "'for default if the plaintiff fails to attend on the fixed dates as to pay tulubana.'

"It certainly would appear that Courts have no option when the plaintiff fails to "appear on the day fixed for the *first* hearing of the case. Failure of the appearance of "parties or of either of them on a day to which the hearing of a case may have been "adjourned, does not however necessarily entail an immediate disposal of the suit. "The Court is at liberty, under Section 147, to pass such other order as may appear just "or proper. The comment of Ramapurshad Roy on this Section is as follows—'It will "'of course be discretionary with the Court to visit parties with the penalties prescribed "'in Sections 110, 111 and 114, and to follow a lenient course, as the circumstances may "'indicate.'

"It is believed that the majority of Courts apply the provisions of the law regard-"ing defaults in an unnecessarily strict manner, and it is open to doubt whether the last "clause of Section 147 should not be added also to Sections 110 and 114.

"An examination of all the files of cases dismissed by default during 1867 will be "made in this district, and if necessary some further statistics and remarks in regard to "the working of the provisions of the Act VIII in regard to the non-appearance of parties "will be submitted hereafter. No hesitation is however felt in recommending the issue "of a general Circular summarizing the law in regard to defaults."

*Hoshiarpoor.* "The per-centage of cases struck off on default in the ordinary "Suddur Courts is large, being 12 per cent. In Dya Shunkur's Court it reaches the high "figure of 18 per cent. In the Tehseel Courts it is but 5 per cent, and in the Small "Cause Court not more than 3 per cent. As the procedure of Act VIII of 1859 comes to "be more universally known, these averages will much diminish. But these figures shew "how great is the harass to suitors who have to travel to Hoshiarpoor from the extremi-"ties of so long a district as this is, and evinces the necessities of local Courts for the "adjudication of such claims other than Courts presided over by Tehseeldars and their "deputies, whose executive functions suffer great detriment from such crowds of "judicial cases."

I have remarked three abuses of Act VIII of 1859 in the disposal of cases :—

I. In the appointment of commissions under Sections 180, 181. There is a Court (see notice of officers) from which I have heard perhaps 100 appeals, and never have, as I think, seen a case in which a commission was not appointed, nor a case in which the judge heard any evidence himself. I recommend that local investigation by a commission be not allowed within five miles of the Court, but that the Judge be told to go himself, and that commissions under Section 181 (to investigate accounts) always sit in the compound of the Court who appoints them.

II. In the payment of Commissioners. Government officials have often been paid for acting as Commissioners, but I believe the practice to have ceased. I have observed however certain men to be very often selected as Commissioners, Sirdar Goorbux Singh of Shahkot for instance, which is natural, but hard upon him if he is inadequately, and very liable to abuse if he is adequately paid.

Arbitration return.

III. In appointment of arbitrators. It is very often right to encourage parties to appoint arbitrators, but the parties should at the same time be warned that, except on the ground of misconduct or corruption, no petition will be heard against the award and no appeal allowed. I receive a great many such inadmissible appeals.

| District. | | Unreservedly confirmed. | Partly confirmed. | Set aside. | Total. |
|---|---|---|---|---|---|
| Jullundur, ... ... | 1866, | 915 | 57 | 46 | 1,018 |
| | 1867, | 827 | 31 | 7 | 865 |
| Hoshiarpoor, ... | 1866, | 598 | 101 | 39 | 738 |
| | 1867, | 513 | ... | 26 | 539 |
| Kangra, ... ... | 1866, | 311 | 58 | 10 | 379 |
| | 1867, | 265 | 13 | ... | 278 |
| Total, ... | 1866, | 1,824 | 216 | 95 | 2,135 |
| | 1867, | 1,605 | 44 | 33 | 1,682 |

I have never yet heard of any action being taken under Sections 326 or 327, or Chapter VII of the Civil Code.

Regarding the value of original suits, the Deputy Commissioners give the following remarks :—

Value of original suits.

| Suits. | | Aggregate value of suits. | | | | Aggregate cost of suits. | | | | Average value of each suit. | | | | Average cost of each suit. | | | | Percentage of costs to value. | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | Jullundur. | Hoshiarpore. | Kangra. | Total. | Jullundur. | Hoshiarpore. | Kangra. | Total. | Jullundur. | Hoshiarpore. | Kangra. | Total. | Jullundur. | Hoshiarpore. | Kangra. | Total. | Jullundur. | Hoshiarpore. | Kangra. | Total. |
| Civil suits, | 1866, | 5,22,813 | 4,16,374 | 1,50,242 | 10,89,429 | 46,945 | 41,328 | 14,437 | 1,02,710 | 57 | 42 | 40 | 47 | 5 | 4 | 4 | 5 | 9 | 10 | 10 | 9 |
| | 1867, | 4,85,282 | 3,92,588 | 1,09,521 | 9,87,391 | 51,186 | 51,247 | 13,105 | 1,15,538 | 56 | 47 | 37 | 49 | 6 | 6 | 5 | 5 | 10 | 13 | 12 | 11 |
| Regular revenue suits, | 1866, | 46,985 | 64,147 | 8,143 | 1,19,275 | 4,852 | 7,672 | 1,007 | 13,531 | 23 | 23 | 16 | 23 | 3 | 3 | 2 | 3 | 13 | 12 | 12 | 11 |
| | 1867, | 50,785 | 71,571 | 8,959 | 1,31,315 | 6,894 | 12,500 | 1,393 | 20,787 | 36 | 31 | 15 | 30 | 5 | 5 | 2 | 4 | 13 | 18 | 15 | 15 |
| Summary suits, | 1866, | 13,236 | 9,168 | 904 | 23,308 | 474 | 423 | 70 | 967 | 32 | 20 | 12 | 25 | 1 | 9 | 9 | 1 | 4 | 5 | 8 | 5 |
| | 1867, | 8,382 | 4,513 | 735 | 13,630 | 635 | 614 | 48 | 1,297 | 31 | 18 | 13 | 24 | 2 | 2 | 13 | 2 | 7 | 13 | 6 | 9 |
| Total, | 1866, | 5,83,034 | 4,89,689 | 1,59,289 | 12,32,012 | 52,271 | 49,423 | 15,514 | 1,17,208 | 51 | 37 | 37 | 43 | 5 | 4 | 4 | 4 | 9 | 10 | 10 | 10 |
| | 1867, | 5,44,449 | 4,68,672 | 1,19,215 | 11,32,336 | 58,715 | 64,361 | 14,546 | 1,37,622 | 52 | 43 | 33 | 45 | 4 | 4 | 7 | 4 | 10 | 13 | 12 | 12 |

*Jullundur.* "In consequence of the introduction of Act XXVI of 1867, the average "value of regular revenue suits has increased from Rs. 25-5-8 in 1866 to Rs. 36-1-6.

"Thus the aggregate value of the 1,407 suits decided in 1867 was Rs. 50,485-3-2, "as compared with Rs. 46,985-4-5, the aggregate value of 1,853 suits decided in 1866."

*Hoshiarpoor.* "The average value of suits has risen, as was to be expected, from "the effect of the new enactment for valuing suits for revenue-paying land. The rise in "value has been considerable, or 4·5 per cent. This comes to an increase of 10 per cent on "the average value as given last year, although the new Stamp Act was only in operation

" for two-thirds of the year. This average value will rise much in future, especially if the " market value of land were allowed to be taken at more than eight year's purchase of the " Government demand. In this district the poorest land sells for this; and many richly " manured lands in the vicinity of towns sell for 60 or 80 times the Government demand. " As I read the clauses of the Stamp Act it is competent to the Court in every case to cause " enquiry to be made into the market value of land, but as no general instructions have " been issued on this point, I have not instituted any enquiries in cases which have come " up for trial, though there can be no doubt that such cases are still under-valued."

*Kangra.* " The total value of original suits in all the Courts was Rs. 1,18,715, as " compared with Rs. 1,59,289 in 1866, or about one-third less; this decrease in value is " of course attributable to the smaller number of institutions during the past year. The " average value of each suit was Rs. 33-1-6, against Rs. 36-6-5 in 1866, or a decrease of " Rs. 3-5-0 on the average value of each suit.

" The largest proportion of cases, upwards of two-thirds of the whole, were for suits " ranging from Rs. 10 to Rs. 50 in value. There were only 11 suits for sums from Rs. 500 " up to Rs. 1,000 in value; and 9 suits for sums from Rs. 1,000 to 5,000. These figures " show that the work in the Civil Courts in this district is rather of an elementary " description, and that the value of suits does not rise high."

The following extracts from Deputy Commissioners' reports refer to per-centage of costs to value:—

*Jullundur.* " The per-centage of costs to value has increased from Rs. 8-15-5 to " Rs. 10-12-6, a result attributable to the new scale of stamp duties, and more careful " attention to the duty of awarding diet money to witnesses."

*Hoshiarpoor.* " The per-centage of costs to value has risen from Rs. 10-1-6 to " Rs. 13-3-2, or just one-third. This is a great rise, the per-centages too are now much " more equitably distributed than they used to be. It is no longer the case that poor " suitors pay the expenses of the rich. Act XXVI of 1867, and Chief Court's Circular 27 " of 1867, have both introduced important amendments in this respect. I believe costs " are now more carefully taxed than before."

*Kangra.* " The per-centage of costs to value was Rs. 12-3-3 in 1867, against Rs " 9-11-0 in the year preceding, or an increase of Rs. 2-8-3. This increase is of course attri- " butable to the enhanced rates of institution stamps, under Act XXVI of 1867, also the " provisions of Book Circular 27 of 1867; and the Peon's Act has in some measure tended " to enhance costs, although these enhancements came into force too late in the year to " have had much effect in regard to the costs of suits. I am satisfied that costs are fairly " taxed in all the Courts. A running account of costs is kept on a separate piece of paper " appended to each case in the form prescribed in Book Circular No. 83 of 1861, and the " account is carefully checked by the Reader of the Court."

With reference to Deputy Commissioner Hoshiarpoor's para 9, I observe that the note to para 11 of Schedule B of Act 26 of 1867 is quite explicit. In practice in 19 cases out of 20 it is best to accept the commutation of the market value of land assessed in that para, but if he sees fit the Judge can have enquiry made as to the market value. Such of the Tea Planters of Kangra as pay revenue would no doubt be sorry to value their

land at 8 times the revenue. This Act has certainly kept many suits about accounts out of Court, and by so doing has benefitted the would-be litigants.

It will be sufficient to refer to the remarks in the Deputy Commissioners' reports, which are here extracted :—

Average duration of suits.

*Jullundur.* "The general average duration of cases was 20 days, or one day less than in 1866.

It was highest in the following Courts :—

| | | | |
|---|---|---|---|
| "Mr. J. H. Penn, with powers of Assistant Commissioner, | | | 53 days. |
| "Mr. Gordon, Extra Assistant Commissioner, | | | 41 „ |
| "Mr. Spencer, | Do. | Do., | 39 „ |
| "Sooltan Ally, | Do. | Do., | 38 „ |

"And lowest in the Courts of—

| | | | |
|---|---|---|---|
| "Major Millar, Cantonment Magistrate, | .. | .. | 5 days. |
| "Mr. Penn, Judge Small Cause Court, | .. | .. | 7 „ |
| "Oodey Ram, Tehseeldar, | .. .. | .. ... | 8 „ |
| "Asa Ram, „ | .. .. | .. .. | 11 „ |
| "Akbur Khan, „ | .. .. | .. .. | 12 „ |

*Hoshiarpoor.* "The average duration of cases is 15 days, which appears fair; and "the number pending more than two months is only 11, or less than one each of the "twelve Civil Courts at work."

*Kangra.* "The general average duration of cases throughout the district has been "18 days, compared with 19 days in 1866, or a decrease of 1 day. The average duration "would have been less but for the sickness that prevailed in May, June and July in the "Kangra Valley, and that led litigants to refrain from attending the Courts while "epidemic sickness prevailed; also the Palumpoor Fair led to the suspension of judicial "work in all the Courts for several days. The average duration was highest in my Court, "and in the Court of Mr. W. Coldstream, Assistant Commissioner, where the duration was "30 and 25 days respectively; the average duration was lowest in Courts of Kahn Chund, "Tehseeldar of Kooloo, and of Lall Singh, Tehseeldar of Dehra. In regard to the long "average duration in my own Court, and in that of Mr. Coldstream, I can only say we "were much pre-occupied with heavy miscellaneous duties, and for myself I was some time "absent in the distant Pergunnah of Kooloo and had to postpone cases until my return. "I would here observe that no just comparison can be made in regard to the general "average duration of cases in this and of other districts. The area of the Kangra district "is unusually large. The nature of the country presents difficulties in the way of loco-"motion, and we are surrounded by petty independent states, litigants in pending cases are "constantly absent in Foreign territory, and some are for months together shut up on the "other sides of our mountain passes."

Pending cases.

The Deputy Commissioners explain as follows :—

*Jullundur.* "The per-centage of cases disposed of was 95·79 of the whole number "on the file.

"The oldest case was instituted on the 7th May 1867 in the Court of Mr. Spencer, "Extra Assistant Commissioner. On the transfer of that officer to another district the

"case was made over to Mr. Tolbort. Mr. Tolbort has been removed to Loodiana, and "the case is now in Captain Harcourt's Court. The reason of the delay is that the "decision of the case depends on the judgment which the Chief Court may be pleased to "give in a case pending in their Court. Several enquiries have been made from the Regis-"trar, but as yet the decision of the Court has not been communicated and the case stands "adjourned to the 2nd March.

*Hoshiarpoor.* "The per-centage of cases for disposal is 3·8 on the whole number "for disposal, giving an average of 44 in each Court; but as the census operations going "on at the close of the year entailed much additional labour on the Tehseeldars, I had "made arrangements whereby nearly the whole Civil work of the district just then was "brought into head quarters; so that while the 6 Tehseel Courts only had 49 cases pend-"ing amongst them, the remaining 388 cases were in the head quarters Courts, and the "majority of these were recent institutions in two Courts of Mr. Blackall and Yar "Mahomed Khan."

*Kangra.* "111 cases, or 3 per cent of the institutions, remained for disposal at the "end of the year. The oldest case is dated 28th August 1867, and is pending in the "Court of Mr. Coldstream, Assistant Commissioner. The delay in this case has arisen "partly for the reason that defendant is a resident of another district, and partly on "account of the file having been mislaid by a Mohurrir of the Court, who has been fined "for his carelessness. No other case has been pending for more than two months."

Work of Officers.

As the statements from District Officers give full details, it is unnecessary to add them to this report.

Mr. Perkins in the subjoined extract has pointed out the evils arising from Tehseeldars being over-worked in Judicial Departments.

"The results are that Maafeedars live on for ever, the Putwarees' books remain "untested, and the very foundation of our system of revenue records is cut from our feet, "that the Tehseeldars remain strangers to the country under their charge, and that local "enquiries on which so much of the value of good administration depends are left to "chuprassees, sometimes even to unpaid attachés or relations of the Tehseeldar or his "Deputy, instead of being personally conducted by a tried Native officer of intelligence and "rank. This is unquestionably the origin of so many of the extraordinary and unaccount-"able discrepancies which appear in any general table of statistics, such as of cotton "cultivation, trade &c."

In this the two southern districts of this Division the Judicial and Revenue Tehseel work might be committed to different officers without increased expenditure and with advantage. The amount of work done by the Tehseeldar of Dussooah and his Deputy, 2,192 cases, must have rendered them useless in the Revenue Department.

Institution of suits in the lowest competent Courts.

The Deputy Commissioner of Kangra writes—"The rule which requires all suits to "be instituted in the Court of the lowest grade competent to try "them does in my opinion work satisfactorily. In the Sudder I "exercise the discretion allowed under Act XIX of 1865, and distribute cases according "to the amount of work pending in each Court. If the operation of the rule floods any "Tehseel with cases, relief can readily be afforded by the transfer of a certain proportion "of cases to the Sudder."

The rule acts very well, Deputy Commissioners having the power of adjusting work as they please.

## PART II.—APPEALS—TO DEPUTY COMMISSIONERS.

I beg to refer to the statements of Deputy Commissioners.

If less work is done by Tehseeldars and more by officers with full powers it will be impossible for the Commissioner to hear all the appeals.

## APPEALS—TO COMMISSIONER.

The number of appeals instituted and disposed of in Commissioner's Court are as follows:—

ON FILE.

| SUITS. | Jullundur. | | Hoshiarpore. | | Kangra. | | Total. | |
|---|---|---|---|---|---|---|---|---|
| | 1866. | 1867. | 1866. | 1867. | 1866. | 1867. | 1866. | 1867. |
| Civil Suits, ... ... | 360 | 356 | 310 | 251 | 97 | 76 | 767 | 683 |
| Regular Revenue Suits, ... | 261 | 256 | 252 | 194 | 32 | 5 | 545 | 455 |
| Summary Suits, ... ... | 4 | 1 | 13 | ... | 1 | ... | 18 | 1 |
| Total, ... | 625 | 613 | 575 | 445 | 130 | 81 | 1,330 | 1,139 |

DISPOSED OF.

| SUITS. | Jullundur. | | Hoshiarpore. | | Kangra. | | Total. | |
|---|---|---|---|---|---|---|---|---|
| | 1866. | 1867. | 1866. | 1867. | 1866. | 1867. | 1866. | 1867. |
| Civil Suits, ... ... | 314 | 265 | 287 | 179 | 86 | 66 | 687 | 510 |
| Regular Revenue Suits, ... | 235 | 200 | 238 | 132 | 30 | 5 | 503 | 337 |
| Summary Suits, ... ... | 4 | 1 | 13 | ... | 1 | ... | 18 | 1 |
| Total, ... | 553 | 466 | 538 | 311 | 117 | 71 | 1,208 | 848 |

There being fewer original suits there are necessarily fewer appeals, but still a larger number than can be fairly disposed of without slurring other work.

The 818 cases disposed of were dealt with in the following manner :—

| | |
|---|---|
| Appeals withdrawn, transferred or struck off, .. ... | 78 |
| Decided in favor of appellant, ... .. .. .. | 112 |
| Decided in favor of respondent, .. ... .. .. | 532 |
| Remanded for further investigation, .. ... .. | 126 |
| Total, .. | 848 |

The date of the oldest case pending was of the 9th July. The chief cause of necessity for reinvestigation is the incorrect drawing of issues, whereby evidence was not called for upon the points really in dispute.

### Small Cause Courts.

These being in the hands of good officers have worked well.

### Working of Act VIII of 1859.

I subjoin the opinions of the Deputy Commissioners :—

*Jullundur.*—" It does not seem necessary to offer any separate remarks on the working of Act VIII of 1859. The effect of some important Sections has been or will be noticed under the appropriate headings. Generally it may be said that the Act, supplying as it does a very complete system of Civil Procedure, must lead to results which will become more and more satisfactory in proportion to the degree of familiarity with its provisions acquired by the Courts."

*Hoshiarpoor.*—" The working of Act VIII of 1859 is extremely satisfactory in every respect. The best praise of it is that it gives no trouble and secures speedy justice."

*Kangra.*—" The provisions of Act VIII are now generally understood and are on the whole carefully enforced in all the Courts; little difficulty is experienced in carrying out the provisions of the Act generally. As observed above in para 4, the provisions of Chapter VI regarding arbitration require special attention, and of a nature that may possibly lead to a less frequent resort to arbitration; also, as I observed in my report for 1866, I question the expediency of extending the provisions of Chapter XI of the Act permitting a review of judgment to all Courts without distinction. Authority to review the judgment of their own Court should in my opinion be given only to experienced officers exercising full powers. The provisions of the Act in regard to execution of decrees are somewhat complicated, and it is difficult to enforce them very properly with our weak sheriff's establishment."

See also my remarks under " disposal of suits."

## PART III.—MISCELLANEOUS.

Act XI of 1863 makes no change of any importance in former arrangements. It will assist the general increase of education of the country, in providing peons who can read and write, but not until the old ones have been removed.

Section 243 of Act VIII can seldom be worked: as a rule, either the debtor is obstinate and will do nothing until he hears the bids for his estate, or he is altogether ruined and hopeless.

I append a letter from Deputy Commissioner Kangra proposing that "only cases relating to duly registered betrothals be heard in Court." The proposition has not the fault he supposes in para 6, for our Courts will not decree damages of the nature of a penalty, and some such new law would act well in this Division, for under no other heading is there such injustice and failure of justice as in actions concerning breach of promise of marriage. *See* Deputy Commissioner Hoshiarpoor also on this subject, in para 37.

### PART IV.—SOCIAL ASPECT OF CIVIL COURTS.

That officers should be stationary is a prime necessary to a Civil Court of first instance; that they should be moveable a prime necessary of a Revenue Court.

A suitor never knows that his Judge is on circuit or where he is; finds out, and arrives to find his suit dismissed in default.

A principal cause of the popularity of Small Cause Courts and unpopularity of other Courts is that in the first the cause is heard on the day fixed; in the other it so often is not.

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## UMRITSUR DIVISION.

**Lieut. Colonel O. J. McL. Farrington, Offg. Commissioner and Superintendent.**

[ *Received* 18*th April* 1868. ]

### PART I.—ORIGINAL SUITS.

Number instituted and on the file.

2. The following table gives the number of suits instituted and disposed of during 1866 and 1867 :—

| District. | Year. | Civil suits. | Regular Revenue suits. | Summary suits. | Total. |
|---|---|---|---|---|---|
| Umritsur, ... ... | 1866, | 8,825 | 2,547 | 847 | 12,219 |
| | 1867, | 9,232 | 2,507 | 259 | 11,998 |
| Goordaspoor, ... ... | 1866, | 5,732 | 1,911 | ... | 7,643 |
| | 1867, | 3,585 | 1,682 | 309 | 5,576 |
| Sealkote, ... ... | 1866, | 4,836 | 1,077 | 500 | 6,413 |
| | 1867, | 6,954 | 1,616 | 243 | 8,813 |

3. This shews a decrease as regards the Umritsur and Goordaspoor districts, but an increase in the Sealkote district.

4. The decrease in the Umritsur district is under the head of Revenue suits. Civil claims have increased, this is probably owing to the transfer of Buttala, an important town. The decrease in Goordaspoor is very considerable, particularly in Civil suits. From the large amount of cases disposed of appertaining to the Buttala tehseel (transferred

during the year to the Umritsur district, I consider that the decrease in Goordaspoor must be attributable to this transfer, and that a considerable decrease must have taken place in other parts of Umritsur, or there would have been a larger increase of Civil suits exhibited. We find that in the Umritsur Small Cause Court there was a falling off of 406 cases.

5. The increase in Sealkote is no doubt in a measure attributable to the extension of the jurisdiction of that district, by the addition of pergunah Reyah.

| | Umritsur. | | Goordaspoor. | | Sealkote. | |
|---|---|---|---|---|---|---|
| | 1866. | 1867. | 1866. | 1867. | 1866. | 1867. |
| Per-centage decided by trial, ... | 35·70 | 37·32 | 40·80 | 48·47 | 33·21 | 32·98 |
| Per-centage in favor of plaintiff. | | | | | | |
| By trial, ... | 22·00 | 63·65 | 69·08 | 66·47 | 89·30 | 76·09 |
| Ex parte, ... | 3·20 | 5·30 | 1·45 | 3·27 | 1·92 | 5·62 |
| Per-centage in favor of defendant &c.,... | 13·56 | 13·56 | 13·36 | 16·24 | 10·08 | 8·21 |
| " compromised, ... | 12·28 | 10·24 | 21·57 | 13·17 | 21·16 | 5·78 |
| " non-suits, ... | 25·69 | 21·83 | 9·63 | 16·06 | 9·40 | 12·61 |

6. The per-centage of cases decided in favor of plaintiff in the Umritsur district must have been erroneously calculated for 1866, since the return this year has been corrected and shows nearly treble as high a per-centage. The error seems to have been in calculating it on the total cases disposed of, instead of cases decided by trial. The per-centage of cases decided in favor of plaintiffs in the Sealkote district is considerably higher than in the others.

7. The per-centage of non-suits and defaults is still high in the Umritsur district, the difference in favor of the year under report being only 3·86 per cent. The per-centage in the different classes of suits was—

| | | | |
|---|---|---|---|
| Civil suits, | ... | ... | 21 |
| Regular Revenue, | ... | ... | 23 |
| Summary, | ... | ... | 27 |

The Deputy Commissioner accounts for this high per-centage by a stricter enforcement of the provisions of the law, but I am not inclined to consider that this general view is satisfactory. I have requested the Deputy Commissioner of Umritsur to send me by the 10th of each month, the files of cases struck off during the month previous in the Sudder Courts.

9. The per-centage of cases thus struck off is much higher than in the other districts. Exclusive of the Small Cause Court, the average would be 24·83 per cent; but as the other districts have to take up the small cases taken up by the Small Cause Court, it is not desirable entirely to exclude the per-centage of that Court when drawing a comparison.

10. Although I am ready to admit that at a large place like Umritsur, there is much miscellaneous work for many of the officers, still I consider, by regularity of attendance at the Court houses, adhering to a cause register and exhibiting a cause list outside each Court, as enjoined by Circular No. 26 of 1866, a great deal may be done. When transfers of cases become necessary owing to an accumulation of work at any tehseel, care should be taken that primarily those cases should be transferred which have not been provided for or for which a day close at hand has not been fixed. In examining the files of 1866 I observe an order, general in its tenor, was sent to Tehseeldars to send in so many cases to the Sudder, and some were transferred on the very day that had been fixed for hearing at the tehseel, or a day or two before. With the present complete staff of officers, the work of all the Courts should proceed with the utmost regularity, and cause lists strictly attended to. The Deputy Commissioner, and the Assistant Commissioner, who may be Secretary to the Local Fund Committee and Board of Health, are the only officers who can have much miscellaneous work, and this is counter-balanced by their taking up fewer suits.

Arbitration.

11. The cases of arbitration were in all 998, viz :—

| | | | |
|---|---|---|---|
| Umritsur, | .. | .. | 489 |
| Goordaspoor, | .. | .. | 111 |
| Sealkote, | .. | .. | 398 |

and were decided as follows :—

| | | *In favor of Plaintiff.* | *In favor of Defendant.* |
|---|---|---|---|
| Umritsur, | .. | 72·7 per cent. | 27·3 per cent. |
| Goordaspoor, | .. | 87·3 „ | 12·7 „ |
| Sealkote, | .. | 90·6 „ | 9·4 „ |

The number of cases submitted to arbitration has decreased, and this was to be expected on the introduction of Act VIII of 1859.

12. So long as Courts do not use any influence in causing parties to appoint arbitrators, I consider the provisions of Act VIII are very salutary ; but of course when the resort to arbitration is not in every respect voluntary, as it should be, the provisions will fall very hard, but the Act is not to blame for this. The provisions of this portion of the Act were not for some time fully understood ; now matters will be reduced to this: whenever parties consider referees that are reliable are to be found, they will appoint them, and it is only when litigants have confidence in them it should be our desire to see them appointed.

13. Voluntary readiness to appoint arbitrators will become the index, and when once it is resorted to the provisions cannot be too strictly carried out. In matters of local custom, or any point requiring local inspection of premises &c., Courts have always power to appoint a commission.

14. From cases that have come before me I have observed that in many instances where arbitration has been resorted to, the points for decision have not been carefully and clearly put. When this is really done, and the Courts insist on a specific and clear finding, and a record of grounds for the decision, with the names of witnesses and documents examined, and the substance of what they show, and the Courts exercise a sound and free discretion in returning cases for reconsideration :—in fact, if all the Sections

relating to arbitration, as laid down in Act VIII of 1859, are carefully carried out, arbitration will be less frequently resorted to than before the introduction of the Act alluded to, but probably more frequently so than it is now; and if not, why the Courts must decide the cases, and can always obtain opinions on points of social usage and custom. It will be observed that as regards decisions in favor of plaintiffs, the three districts stand relatively to each other in exactly the same order as when all the Courts are thrown into the calculation, vide table above B.

| | Umritsur. | Goordaspoor. | Sealkote. |
|---|---|---|---|
| Aggregate value of suits, ... | 6,40,944 | 2,34,040 | 3,65,000 |
| Average do. ... | 67 | 42 | 42 |
| Per-centage of costs to value, ... | 9 | 10 | 12 |
| General average duration, ... | 18 days, | 30 days, | 15 days. |
| Per-centage remaining for disposal, ... | 6·3 | 1·84 | 2·43 |
| Date of oldest case pending, ... | 1st May 1866, | 20th October 1867, | 1st August 1867. |

Particulars of oldest case pending.

In regard to the case pending in the Umritsur district, the Deputy Commissioner remarks as follows:—

"The oldest pending case was of 1st May 1866, one of inheritance (value Rs. 20,000), in which the accounts extended over several years. This suit was originally instituted in the Goordaspoor district, and was transferred to Umritsur with the Buttala Pergunna on the 1st April 1867. The arbitrators have had to examine many voluminous documents, and but for the sickness of one of their number it might have been settled last month. I shall endeavour to dispose of it at an early date."

| | Umritsur. | Goordaspoor. | Sealkote. |
|---|---|---|---|
| Amount of work disposed of by head quarters officers, ... ... | 2,042 | 1,073 | 1,912 |
| Tehseeldars, ... ... ... | 5,606 or 73·30 p. c. | 4,398 or 80·38 p. c. | 5,821 or 75·27 p. c. |

15. The amount of work made over to the Tehseeldars has been very large, particularly in Goordaspoor. No reason has been assigned, but the present Deputy Commissioner remarks he will endeavour to prevent a recurrence.

16. The Deputy Commissioner of Umritsur explains the matter by attributing it to the numerous changes amongst the officers, and from the full complement not having been kept up; and the reasons assigned must be deemed to a considerable extent admissible. Still, however, there is the surprising fact as shown by the returns of this district that,

whilst each Tehseeldar on an average disposed of 1,400 original suits, the Assistant Commissioners only decided amongst them 393, added to which the European Extra Assistant Commissioners only disposed of 196, whilst the Native adjudicated 1,449.

17. In the absence of any explanation from the other districts, I am unable to make any full remarks.

18. I do not share the regret of the Deputy Commissioner of Umritsur as to the Naib Tehseeldars not having been invested with powers; it cannot be expected that all our Revenue establishments should be placed at the disposal of the litigating portion of the community. As it is, the Tehseeldars are so fully occupied with Judicial work that they are unable to do their other duties properly.

19. Again, I consider those who adjudicate cases should be men on a higher scale of pay than that allowed to Naib Tehseeldars. The staff of officers at Umritsur during the year under report has been weak.

I conclude that the large addition that may be expected to the revenue from the stamp will permit of a considerable increase to the Judicial establishment, by the appointment of Moonsiffs (or by whatever name they may be called) in the tehseels. I am averse to any more of the tehseel establishments being employed in judicial work.

20. The complement of officers now at Umritsur is full, and so long as it remains so there ought not, and I hope there will not, be any grounds for remarking on the large amount of work thrown on the tehseels. But if the full strength is not kept up, excepting of course in cases of a months leave, &c., the work of the district must suffer.

Suits to be instituted in the Courts of the lowest grade.

21. This practice as a rule seems to be observed.

Original suits by Deputy Commissioners.

22. Original suits taken up by Deputy Commissioners were—

| | |
|---|---|
| Umritsur, .. .. .. .. | 5 |
| Goordaspoor, .. .. .. .. | 76 |
| Sealkote, .. .. .. .. | 4 |

Work disposed of by several grades of officers.

| GRADES. | Umritsur. | Goordaspoor. | Sealkote. |
|---|---|---|---|
| Full powers, ... ... ... ... ... | 1,002 | 1,061 | 1,331 |
| Special, ... ... ... ... ... ... | 440 | 12 | ... |
| Ordinary, ... ... ... ... ... | 5,606 | 4,398 | 6,399 |
| Small Cause Court, ... ... ... | 3,118 | ... | ... |
| Cantonment do., ... ... ... | ... | ... | 863 |
| Honorary Civil Judge, ... ... | 289 | ... | ... |
| Sadho Singh, ... ... ... ... | 136 | ... | ... |
| Total, ... ... | 11,101 | 5,471 | 8,596 |

23. There were two original suits on the Commissioner's file, but they were not disposed of, and are still pending; they were made over to the Additional Commissioner when he took up the work of this Division.

Original suits by Commissioner.

## PART II.—APPEALS.

Appeals to Deputy Commissioners.

| District. | Number. | Decided on trial. | | Returned for reinvestigation. | | Average duration. | Remaining. |
|---|---|---|---|---|---|---|---|
| | | For Appellant. | For Respondent. | Imperfect enquiry. | New evidence. | | |
| Umritsur, ... ... | 445 | 35 | 184 | 77 | | 45 days. | 105 |
| Goordaspoor, ... ... | 512 | 77 | 353 | 20 | | 19 „ | 21 |
| Sealkote, ... ... | 338 | 36 | 213 | 85 | | 15 „ | 3 |

| Date of oldest case. | Value. | | Cost. | |
|---|---|---|---|---|
| | Aggregate. | Average. | Aggregate. | Average. |
| 17th May 1867, ... ... | 14,956 | 43·33 | 1,572 | 3⅓ |
| 16th July 1867, ... ... | 18,685 | 34·33 | 1,777 | 3⅓ |
| 10th December 1867, ... | 14,307 | 35·12 | 1,329 | 3½ |

24. The number of appeals pending before the Deputy Commissioner of Umritsur is large, but the cause assigned is one to which exception cannot be taken.

25. The number of cases returned for reinvestigation in the Umritsur and Sealkote districts is large.

Appeals to Commissioner (Civil Judge.)

| Number. | Withdrawn, transferred, &c. | Decided on trial. | | Remanded for further investigation. | Remaining. | Duration. |
|---|---|---|---|---|---|---|
| | | In favor of Appellant. | In favor of Respondent. | | | |
| 1,396 | 4·2 | 16·2 | 83·8 | 14·6 | 20 5 | 105 days. |

There was an increase of 230 in the number of cases for disposal as compared with the previous year. The per-centage of cases remaining is in favor of the year under report, but the average duration rose from 80 to 105 days.

take to reduce establishments. It can only be judiciously carried out by the aid of intelligent and efficient subordinates, and these men, though they may be fewer, should be well paid; there should be one well paid official in each Court, answerable for the correctness of issue of summons, fixing of dates, keeping up the cause list, &c., &c., and this man should be acquainted with English, and have nothing else to do. Officers would thus not have their time distracted from the actual hearing and deciding of cases. It is hard on officers to have their time occupied by filling up charge sheets, and looking after the mechanical work of their offices. "Ahl Muds" and "Oomeidwars," should be done away with, and a couple of *well paid* officials, with knowledge of English, attached to each officer's Court at the Sudder to arrange all miscellaneous applications, give replies to pleaders and suitors, as to the dates of their cases, &c., &c.

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# LAHORE DIVISION.

**Lieutenant Colonel H. W. H. Coxe, Offg. Commissioner and Superintendent.**

[ *Received 24th February* 1868. ]

## PART I.—ORIGINAL SUITS.

Number of suits instituted.

2. The following statement shows the total number of suits instituted during the year under review, as compared with those of 1866 :—

| District. | | Civil suits. | Revenue suits. | | Total. |
|---|---|---|---|---|---|
| | | | Regular | Summary. | |
| Lahore, ... ... ... | 1866, | 10,605 | 547 | 404 | 11,556 |
| | 1867, | 8,380 | 522 | 151 | 9,053 |
| Ferozepore, ... ... ... | 1866, | 5,563 | 1 551 | 205 | 7,379 |
| | 1867, | 4,859 | 1,925 | 77 | 6,861 |
| Goojranwalla, ... ... | 1866, | 3,779 | 366 | 338 | 4,483 |
| | 1867, | 3,406 | 220 | 130 | 3,756 |
| Total, ... | 1866, | 19,947 | 2,464 | 1,007 | 23,418 |
| | 1867, | 16,645 | 2,667 | 358 | 19,670 |

It is thus apparent there has been a decrease of 3,748 in the number of suits instituted during 1867, as compared with 1866, though the number is still in excess of 1865 by 67. The decrease is not confined to any one district, but is apparent in all three, and in Lahore is as much as 21·6 per cent.

Cause of decrease.

3. The Deputy Commissioner of Ferozepore attributes the decrease to the introduction of the new Stamp Act XXVI of 1867; the Deputy Commissioner of Lahore the same, but says he is not sure that the decrease is entirely attributable to this cause. Paras 3 to 5 of the Deputy Commissioner's report, on this subject, are well worthy of persual, I therefore draw your attention to them. The Deputy Commissioner of Goojranwalla, I regret to have to say, has afforded no explanation of the decrease in his district.

I do consider that the difference in the Goojranwalla and Ferozepore districts is not more than might be accounted for by ordinary fluctuation, with the drawback of enhanced stamp duties; but in Lahore these causes cannot be deemed sufficient to explain the difference, for it occurred mainly in the period of the year before the enhanced stamp duty was levied. From the statistics furnished by Mr. Smyth it appears that for the first half of the year, during two months only of which Act XXVI was in operation, the decrease in the number of suits, as compared with the same period in 1866, was 1,519, while the difference on the whole year was 2,503 only. The natural argument would be, that, anticipating the enhancement of the stamp duties in May, suitors would have crowded to the Courts for the four previous months of the year, to take advantage of the lesser rates; but as we find the direct contrary of this result, it is impossible to account for the decrease in litigation by the changes involved by the new Stamp Act.

I regret that I am unable from my brief acquaintance with the Division to offer any sound opinion on the question.

It is possible that the large fair holden in the early part of last year, with its consequent evils, may in some degree have affected the amount of litigation, and there may have been some peculiarities of season which might be taken into account. The subject deserves full consideration.

Number of cases for disposal.

4. The number of cases for disposal was 20,357, to 24,227 during 1866; of which 19,545 were disposed of, to 23,544 in 1866.

Manner in which cases were disposed of.

5. Of the 19,545 shown to have been disposed of, 4,131 were cases withdrawn, transferred, or struck off without trial or decree.

In 8,911 cases decrees passed without contest in Court; of which 1,007 were ex parte, 4,616 by confession, 2,321 by compromise and consent, and 967 by arbitration, 764 in favor of plaintiffs, and 203 in favor of defendants. The number of contested cases tried and decided in Court was 6,503, or 33 per cent on the total number disposed of, this per-centage being the same as in 1866. Of the contested cases, 4,433 were decided in favor of plaintiffs, 2,190 in whole, and 2,243 in part, and 2,070 in favor of defendants, objectors, or insolvents.

Dismissals in default.

6. The number of cases dismissed in default was 3,179, to 2,668 in 1866. The Deputy Commissioner of Lahore (Mr. Smyth) is of opinion that this increase indicates a too strict enforcement of the provisions of Act VIII of 1859. Before those provisions can be strictly and uniformly enforced without causing injustice and hardship, he is of opinion that some better system than at present exists should be introduced for making the parties fully aware of the dates fixed

for the hearing of their cases. The Deputy Commissioner of Ferozepore attributes the increase to the absence of the litigants. In Goojranwalla there has been no increase, owing principally, the Deputy Commissioner states, to the care taken in the various Courts to bring on the cases on fixed dates. Mr. Smyth, Deputy Commissioner of Lahore, has gone very fully into this subject, in paras 12 to 14 of his report, to which I would earnestly solicit your attention. I entirely concur with Mr. Smyth in thinking sufficient attention is not paid to this matter, and that cases are sometimes unexpectedly brought forward on dates of which the litigants have no cognizance, and when therefore they cannot be expected to attend. I am of opinion that reform in this matter cannot be confidently looked forward to, owing to the inadequacy of the ministerial establishments to perform even their present duties, and their inability to bear any additional burthen; but the remedy is mainly in the hands of officers themselves, by fixing suitable dates and seeing that those dates are firmly adhered to, which the maintenance of a regular cause list would enable them to do.

Arbitration.

7. There were 967 cases decided by arbitration during the year under review, to 1,688 during 1866. The following is the number in each district:—

| | | | |
|---|---|---|---|
| Lahore, | .. | .. | 352 |
| Ferozepore, | .. | .. | 463 |
| Goojranwalla, | .. | .. | 152 |

Though Goojranwalla shows the smallest number the Deputy Commissioner is of opinion that the number is large, and believes it to be swelled by the Subordinate Courts not at first understanding the provisions of the Civil Procedure Code, and frequently appointing arbitrators of their own motion. The Deputy Commissioners of Lahore and Ferozepore both attribute the decrease in their districts to Act VIII of 1859, under which the Court cannot of its own motion refer a case to arbitration. They both also appear to be of the belief that many of the cases which are referred to arbitrators are referred by order of the Court, and that if applications for a reference to arbitrators are filed at all they are generally filed at the instance of the Court, and that such applications seldom originate spontaneously with the parties themselves. The Deputy Commissioner of Lahore, Mr. Smyth, thinks "that the provision in the Punjab Civil Code under which "it was competent to the Court to refer any case to arbitrators was a very useful one, "though it was sometimes liable to be abused," and states he would like to see the Courts vested again with a similar power. I would solicit your attention to the detailed remarks on this subject, of the Deputy Commissioners of Ferozepore and Lahore, at paras 3 and 16 respectively of their reports.

My own opinion is that the Courts should be allowed more discretion in appointing arbitrators on their own motion in certain classes of cases. In what may be called social disputes, where members of a brotherhood are concerned, in marriage or betrothal suits, damages, religious questions &c., it would be very advisable in my opinion to allow the Court to appoint arbitrators, and it would be more consonant to the wishes of the suitors really, though they might not make the application spontaneously as is now necessary.

8. The following is a comparative statement showing the aggregate and average value of the several kinds of suits disposed of during the year :—

Aggregate and average value of suits.

| District. | | Civil suits. | | | | | Regular Revenue suits. | | | | | Summary suits. | | | | | Total. | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | Number. | Aggregate value. | Average value. | | | Number. | Aggregate value. | Average value. | | | Number. | Aggregate value. | Average value. | | | Number. | Aggregate value. | Average value. | | |
| Lahore, ... | 1866, | 10,556 | 6,40,560 | 60 | 10 | 11 | 559 | 28,160 | 50 | 6 | | 401 | 16,507 | 41 | 2 | 8 | 11,516 | 6,85,227 | 59 | 8 | ... |
| | 1867, | 8,279 | 6,33,605 | 76 | 8 | 6 | 580 | 19,697 | 37 | 2 | 8 | 150 | 11,090 | 69 | 11 | 10 | 8,968 | 6,64,302 | 74 | 1 | 4 |
| Ferozepore, | 1866, | 5,580 | 2,70,069 | 18 | 6 | 4 | 1,589 | 41,250 | 25 | 15 | 4 | 278 | 9,539 | 31 | 5 | 1 | 7,447 | 3,20,852 | 43 | 1 | 4 |
| | 1867, | 4,830 | 2,87,475 | 59 | 8 | 4 | 1,869 | 51,847 | 27 | 12 | 9 | 89 | 4,716 | 52 | 15 | 9 | 6,788 | 3,44,038 | 50 | 10 | 11 |
| Goojranwalla, ... | 1866, | 3,850 | 1,59,552 | 41 | 7 | 1 | 381 | 17,164 | 45 | .. | 9 | 350 | 31,983 | 91 | 6 | 1 | 4,581 | 2 08,699 | 45 | 8 | 11 |
| | 1867, | 3,398 | 1,45,120 | 42 | 11 | 4 | 218 | 10,154 | 47 | 15 | 4 | 136 | 6,334 | 46 | 9 | 2 | 3,752 | 1,61,912 | 43 | 2 | 5 |
| Total, ... | 1866, | 19,986 | 10,70,175 | 53 | 8 | 9 | 2,529 | 86,574 | 34 | 9 | 8 | 1,029 | 58,029 | 56 | 6 | 3 | 23,544 | 12,14,778 | 51 | 9 | 0 |
| | 1867, | 16,507 | 10,06,206 | 61 | 9 | 5 | 2,617 | 81,998 | 31 | 5 | 4 | 884 | 22,140 | 67 | 10 | 6 | 19,508 | 11,70,344 | 59 | 51 | 17 |

The total number of suits here shown is less by 37 than the number (19,545) given in para 4 of this report as disposed of. This is owing to Ferozepore and Goojranwalla having excluded the number of cases transferred, in statement No. II, shewing average value and cost of suits. Lahore has not done this, but as there are no explicit instructions on this point, I have allowed the figures to stand as shewn by the several Deputy Commissioners. My own opinion is that the Deputy Commissioners of Ferozepore and Goojranwalla were right in excluding such cases.

Per-centage of costs to value.

9. The per-centage of costs to value, was

| | | In 1866. | In 1867. |
|---|---|---|---|
| Lahore, | .. .. | Rs. 7-14-0 | 7-3-1 |
| Ferozepore, | .. .. | „ 8-4-0 | 9-0-3 |
| Goojranwalla, | .. | „ 8-1-0 | 10-15-3 |

The Deputy Commissioner of Lahore attributes the decrease in the per-centage of costs to the higher average value of suits in 1867. The Deputy Commissioner of Goojranwalla states "the list of costs is kept up in each file," and "the parties have not "so much opportunity as before wilfully to swell the costs." Still the per-centage of costs in the Goojranwalla district has increased most materially during the past year.

Average duration.

10. The general average duration of suits was, in the

| | | In 1866. | In 1867. |
|---|---|---|---|
| Lahore District Courts, | .. | 12 days. | 13 days. |
| Ferozepore ditto, | .. | 19 „ | 20 „ |
| Goojranwalla ditto, | .. | 23 „ | 17 „ |

This appears to call for no remarks.

Per-centage of cases remaining for disposal.

11. There were 812 cases, or 4 per cent on the number for disposal, remaining undisposed of at the close of the year. The oldest pending case is one of 29th May 1867, in the Court of Sirdar Kanh Sing, Honorary Civil Judge; the case is pending before arbitrators.

Amount of work disposed of by the head quarter officers and Tehseeldars respectively.

12. Of the 19,545 cases disposed of during the year under review, 4,507 or 23·5 per cent were disposed of by head quarter officers; 8,398 or 13·5 per cent by Tehseeldars and Naib Tehseeldars; 963 or about 5 per cent by Honorary Civil Judges; and in 5,677 or 28 per cent by Small Cause Court Judges.

Working of the rule which requires all suits to be instituted in the Court of the lowest grade competent to try them.

13. None of the Deputy Commissioners of this Division have this year given their opinions on the working of the rule which requires all suits to be instituted in the Court of the lowest grade competent to try them. I would therefore refer you to para 10 of my predecessor's No. 36, dated 22nd February 1867, reporting on the administration of Civil Justice for the year 1866, where you will find opinions recorded on this point.

Number of original suits taken up by Deputy Commissioners.

14. The number of original suits disposed of by the several Deputy Commissioners in this Division was, in

| | In 1866. | In 1867. |
|---|---|---|
| Lahore, .. .. | 27 | 11 |
| Ferozepore, .. .. | 125 | 239 |
| Goojranwalla, .. | 331 | 7 |
| Totals, .. | 483 | 257 |

The decrease is very considerable in Goojranwalla. I am of opinion however that the Deputy Commissioners have not much leisure to devote to cases of this kind, with the numerous and multifarious duties with which they are already burthened, especially so in Lahore. Out of 141 cases, however, disposed of by Mr. Wakefield while Officiating Deputy Commissioner of Ferozepore, 112 or 79 per cent appear to have been struck off on default. This is, I think, a very large number, and swells considerably the total of the Ferozepore district.

## SMALL CAUSE COURTS.

* No. 9, dated 20th January 1868.

15. Mr. B. Powell, Judge of the Lahore Court of Small Causes, has furnished a very full report on the working of his Court, which I forward in original. The Deputy Commissioner reports that the Court is deservedly popular under the present Judge, and in this opinion I entirely concur.

Working of Act VIII of 1859.

16. The Deputy Commissioner of Lahore (Mr. Smyth) alone reports on the working of Act VIII of 1859. He states no difficulty has been experienced in carrying out its provisions, and that, to both Courts and people it is a boon to have a certain and intelligible procedure. He states also, that the Act has been worked without any hardship to the people. I am also inclined to this opinion, though the Act does press heavily at times, especially so in regard to cases struck off in default, and in requiring applications to be filed in person or by pleader.

## PART II. APPEALS—TO DEPUTY COMMISSIONERS.

Number of appeals.

The number of appeals preferred to the Deputy Commissioners was, in

| | In 1866. | In 1867. |
|---|---|---|
| Lahore, | 292 | 174 |
| Ferozepore, | 563 | 472 |
| Goojranwalla, | 215 | 183 |
| Total, | 1,070 | 829 |

The Deputy Commissioners of Ferozepore and Goojranwalla evidently consider the decrease inconsiderable, as they offer no remarks on the point in their reports. The Deputy Commissioner of Lahore is of opinion that the decrease is to some extent due to the operation of the new Stamp Act (No. XXVI of 1867). I concur with Mr. Smyth in thinking that no conclusion can be drawn from the mere number of appeals, which is always liable to be much affected by changes in the staff of Assistants exercising special or ordinary powers; but the number must have been affected also in some measure by the same causes which have led to the decrease in original suits.

Number of appeals for disposal and how disposed of.

18. The total number of appeals for disposal was 863; of which 68 or nearly 8 per cent were withdrawn, transferred, or struck off without trial; none however were so disposed of in the Goojranwalla district. The number of cases decided on trial was 615, or 76·5 per cent; of these, 156 or 24 per cent were decided in favor of appellants, 103 in whole and 53 in part, and in 489 cases or nearly 76 per cent the decisions of the lower Courts were upheld in favor of respondents. The Deputy Commissioner of Lahore alone gives information as to how many reversals or modifications were on account of error in fact and how many of error in law. He states that "of the 36 cases reversed or modified 5 were for errors of law "and 31 for errors of fact."

Per-centage returned for reinvestigation.

19. In 130 instances the cases were remanded for further investigation; this is just 15 per cent on the total number (843) disposed of. No less than 111 were remanded in the Ferozepore district alone. None of the Deputy Commissioners give any information as to the number of cases remanded on account of inperfect investigation, or the alleged discovery of new evidence.

Duration of appeals.

20. The average duration of appeal cases before Deputy Commissioners was as follows:—

| | In 1866. | In 1867. |
|---|---|---|
| Lahore, | 15 days, | 23 days, |
| Ferozepore, | 11 „ | 13 „ |
| Goojranwalla, | 29 „ | 40 „ |

The Deputy Commissioner of Goojranwalla attributes the large increase in his district "principally to the cases being returned to the lower Court for more evidence "and being still kept on the appeal file, and owing to no case having been decided without "sending for the file or without hearing respondent's answer." I regret however I cannot accept this as a satisfactory explanation, considering that only 8 out of 180 cases were

remanded for further investigation, while in Ferozepore, though 111 out of 482 were remanded for further investigation, the average duration is only 13 days.

Per centage remaining for disposal.

21. Only 19 appeals, or 2·3 per cent on the total for disposal, remained pending at the close of the year. This appears very satisfactory.

Aggregate and average value and cost of appeals.

22. The following statement will show at a glance the aggregate and average value and cost of appeals to Deputy Commissioners in Civil, Regular and Summary suits separately during the year 1866 :—

| District. | Civil suits. | | | | | | | | | | | | Regular Revenue suits. | | | | | | | | | | | | Summary suits. | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | Number. | Aggregate value. | | Aggregate cost. | | | Average value. | | | Average cost. | | | Number. | Aggregate value. | | Aggregate cost. | | | Average value. | | | Average cost. | | | Number. | Aggregate value. | | Aggregate cost | | | Average value. | | | Average cost. | | |
| Lahore, | 144 | 6,728 | | 636 | | | 46 | 11 | 7 | 4 | 6 | 9 | 31 | 1,833 | | 182 | | | 59 | 2 | 1 | 5 | 13 | 11 | 6 | 172 | | 15 | | | 28 | 11 | 4 | 2 | 8 | ... |
| Ferozepore, | 276 | 13,063 | | 1,435 | | | 54 | 9 | 2 | 5 | 3 | 2 | 202 | 9,385 | | 1,150 | | | 46 | 7 | 4 | 5 | 11 | 1 | 4 | 48 | | 5 | | | 12 | | | 1 | 4 | .. |
| Goujranwalla, | 153 | 8,419 | | 811 | | | 55 | | 5 | 5 | 4 | 10 | ... | ... | | ... | | | .. | .. | | | | | 27 | 1,236 | | 117 | | | 45 | 11 | 9 | 4 | 5 | ... |
| Total, ... | 577 | 30,210 | | 2,982 | | | 52 | 11 | 6 | 5 | 8 | 3 | 233 | 11,218 | | 1,332 | | | 48 | 2 | 1 | 5 | 11 | 5 | 37 | 1,455 | | 137 | | | 39 | 5 | 2 | 3 | 11 | 3 |

Working of new appeal rules.

23. None of the Deputy Commissioners of this Division report on the working of the new appeal rules; in the absence therefore of anything to the contrary, it must be presumed they have worked satisfactorily.

## APPEALS—TO COMMISSIONER.

Number of appeals instituted and for disposal.

24. The number of appeals instituted during the year under review was 535, to 781 during 1866, and 598 during 1865. The number for disposal was 604.

Per-centage reversed or modified.

25. In 62 cases, or 11 per cent on the total (554) disposed of, the decision of the Lower Court was reversed or modified. I regret no information can be given as to how many were reversed or modified on account of error in fact or law.

Per centage returned for re investigation.

26. In 76 instances, or 11·9 per cent of the number (554) disposed of, the cases were returned for re-investigation. I am not in a position to afford any information as to how many were returned on account of imperfect investigation and how many on account of the alleged discovery of new evidence.

Duration of appeals.

27. The average duration of appeals was, as in 1866, 47 days. This is no doubt a very high average, and I regret I am not in a position to offer any explanation on this point. I am inclined to the opinion that it is to a certain extent attributable to the frequent changes in the charge of this Commissionership during the year under review.

Per-centage remaining for disposal.

28. Only 50 or 8 per cent of the appeals remained for disposal at the close of the year. This appears to call for no remarks.

Aggregate and average value and cost of appeals.

29. The following statement shows the aggregate and average value and cost of appeals disposed of during the year under review :—

| | No. | Aggregate value. | | | Aggregate cost. | | | Average value. | | | Average cost. | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Civil Suits, ... ... ... | 390 | 99,681 | .. | .. | 7,515 | 11 | ... | 255 | 9 | 6 | 19 | 4 | 4 |
| Regular Revenue Suits, ... | 130 | 8,991 | 15 | 9 | 1,282 | 12 | ... | 69 | 2 | 8 | 9 | 13 | 11 |
| Summary Suits, ... ... | 7 | 3,893 | 8 | ... | 241 | ... | ... | 556 | 3 | 7 | 34 | 7 | ... |
| Total, ... | 527 | 1,12,566 | 7 | 9 | 9,039 | 7 | .. | 213 | 9 | 7 | 17 | 2 | 5 |

The total number of suits given in this statement does not agree with the number shown (in statement No. I of this office) to have been disposed of, and referred to in para 25 of this report. The difference is caused by the exclusion from this statement of 13 miscellaneous and 14 pauper appeal cases.

Working of the new appeal rules.

30. As I only assumed charge of this Division on the 13th January last, after my return from a long furlough in Europe, I am not in a a position to offer any remarks on the working of the new appeal rules.

## PART III.—MISCELLANEOUS.

Execution of decrees.

31. There were 12,244 applications for execution of decrees for disposal during the year. Of these, 3,779 were completely executed; 3,278 were partially executed and then struck off owing to default of decree-holders; 3,964 were struck off on default of decree-holders, in which no part was executed; 38 were transferred; and 1,185 remained pending at the close of the year.

Results of execution.

32. In 1,446 cases (all in the Goojranwalla district) specific performance was enforced; in 33 hereditary or joint acquired property in land was sold; in 256 other real property was sold; in 411 personal property was sold; and in 72 cases debtors were imprisoned. In no case was real property sequestered under Sections 241 and 243 of Act VIII of 1859. Of the 33 cases in which hereditary or joint acquired property was sold, 22 were in the Lahore district; but the Deputy Commissioner, in para: 29 of his report, states his opinion that this number is not correctly shown, and that, in point of fact, there was not a single sale of ancestral or joint acquired property in arable land. He also reports that attempts are always made, before proposing to sell such property to put in force the provisions of Section 243 of Act VIII of 1859.

Sheriffs' fees fund.

33. The following is a comparative return of income and expenditure on account of service of processes, better known as the Tulubana or Sheriff's fees fund :—

| District. | Income. | | | Expenditure. | | | Balance. | | |
|---|---|---|---|---|---|---|---|---|---|
| | 1866. | 1867. | | 1866. | 1867. | | 1866. | 1867. | |
| | | | | | | | | | |
| Lahore, ... ... | 19,992 | 20,977 | | 8,545 | 8,657 | 15 | 11,447 | 12,319 | 1 |
| Ferozepore, ... ... | 7,131 | 7,810 | 7 | 2,958 | 3,690 | 4 | 4,473 | 4,129 | 2 |
| Goojranwalla, ... | 4,034 | 3,986 | 2 | 2,825 | 2,920 | 3 | 1,209 | 1,065 | 14 |
| Total, ... | 31,457 | 32,782 | 9 | 14,328 | 15,268 | 7 | 17,129 | 17,514 | 1 |

34. The Deputy Commissioner of Lahore reports that the Peons' Act (XI of 1863) and new tulubana rules are working satisfactorily, but states they have not been long enough in operation to enable him to judge of the financial results. The Deputy Commissioner of Goojanwalla anticipates an increase of income. The Deputy Commissioner of Ferozepore does not allude to the subject.

Peons' Act and Tulubana rules.

35. The income and expenditure of the postage fund during the year under review was as follows :—

Postage fund.

| | Income. | Expenditure. |
|---|---|---|
| Lahore, .. | Rs. 402-11-0 | 288- 0-0 |
| Ferozepore, .. | „ 97- 6-0 | 88-15-0 |
| Goojranwalla, | „ 188- 0-0 | 143- 0-0 |

36. These subjects do not appear to have met with much attention from the Deputy Commissioners. The Deputy Commissioner of Lahore alone alludes to these subjects, and is satisfied with saying he concurs in the remarks of Mr. Aitchison (late Deputy Commissioner) in previous year's reports.

Registration, and law regarding bonds and account books.

37. The Deputy Commissioner of Goojranwalla reports that no case is decided without issues being framed, and that all paid Judges write autograph judgments. The Deputy Commissioner of Ferozepore makes no remarks. The Deputy Commissioner of Lahore is satisfied with saying that he concurs in Mr. Aitchison's remarks in previous year's reports with regard to the system of record and drawing up issues. None of the Deputy Commissioners have mentioned any officers as distinguished for good English record and careful investigation.

Working of the system of record, drawing of issues.

38. The Deputy Commissioner of Lahore alone reports that the provisions of the Stamp Law are carefully attended to by the Courts of his district. The effect on litigation of the new Stamp Act XXVI of 1867 has already been adverted to in para 2 of this report.

Working of Stamp Laws.

39. The Deputy Commissioner of Lahore, Mr. Smyth, reports that he does not consider that pleaders are of much real assistance to the Court. On the contrary, he states their tendency is to complicate what would otherwise be simple, and to take up the time of the Court with arguments on tech-

Working of the Pleaders' and Mookhtars' Act.

nical points of no real importance. He is also of opinion that "those pleaders who are "most in practice undertake the conduct of more cases than it is possible for them to "dispose of, either to the satisfaction of the Court or with advantage to their clients." I have myself not seen enough of pleaders to enable me to give any decided opinion on the subject. From the little experience I have had, I am inclined to think that the presence of pleaders in a suit entails a more comprehensive enquiry and often a clearer elucidation of facts, but their usefulness might be much enhanced as regards the latter particular.

Inspection of decisions of subordinate officers.

40. The Deputy Commissioner of Lahore reports that nearly all the cases decided by Tehseeldars and by Sirdar Kanh Sing (Honorary Civil Judge) have been more or less carefully examined. The decisions of Assistant Commissioners exercising special or ordinary powers are examined monthly by this Court. The Deputy Commissioner of Goojranwalla states that "every case in appeal "has been carefully scrutinized, not only in reference to the appeal, but on general points "of procedure also." The Deputy Commissioner of Ferozepore has not stated how far the decisions of subordinate officers in his district have been inspected.

Arrangements made for employment of officers exclusively on certain duties.

41. In Lahore, the system of employing officers exclusively on certain duties has been in operation during the entire year. The Deputy Commissioner reports that Mr. Beachcroft and Lieutenant Marshall had charge alternately of the Civil and Criminal work for three months at a time. Mr. Ryall, whose time is much occupied with miscellaneous duties, took up both Civil and Criminal cases. Mr. Priestly and Lieutenant Macaulay, exercising special or ordinary powers, also had Civil and Criminal cases made over to them. The Deputy Commissioner (Mr. Smyth) reports that the system works well, but is of opinion that three (3) months is too short a period for the alternation to be made. The shifting of cases from one officer to another, the Deputy Commissioner reports, is always attended with more or less confusion and delay. This however, I am of opinion, is easily remediable, by adopting the practice reported by Major Babbage, Deputy Commissioner of Goojranwalla, to be in force in his district, of not transferring cases at the end of each quarter, but having them decided by the officer before whom they commenced. This, Major Babbage reports, entails for the first week or so heavy work on one and easy work on the other, but the system works well, and is approved of by the officers themselves in the Goojranwalla district.

## PART IV.—SOCIAL ASPECT OF CIVIL COURTS.

Breach of betrothal or marriage contracts.

42. The Deputy Commissioner of Goojranwalla reports that suits for breach of betrothal contracts have decreased considerably, owing to damages having been awarded, in a few instances, below the amount claimed, which is usually fixed according to the pecuniary consideration paid. The Deputy Commissioner is of the belief that no betrothal contract is now made without consideration of some kind, and states this was not the practice in former times. The Deputy Commissioners of Lahore and Ferozepore have no remarks to make on this subject.

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# RAWULPINDEE DIVISION.

**Major J. E. Cracroft, Officiating Commissioner and Superintendent.**

[ *Received on* 16*th March* 1868. ]

2. As compared with the preceding year there has been a decrease in the number of cases instituted in the several districts. The aggregate decrease in the Division is 1,944, 17,354 cases having been instituted in 1866, to 15,408 in 1867. It is to be hoped that at last the excessive litigation of this Division has reached its limit, and that it will steadily decline in future.

Cases instituted.

3. The following tabular statement shows the institutions of both years :—

| Districts. | 1866. | 1867. | Difference. |
|---|---|---|---|
| Rawulpindee, ... ... ... | 6,468 | 6,083 | —385 |
| Jhelum, ... ... ... ... | 3,825 | 3,139 | —686 |
| Goojrat, ... ... ... ... | 3,746 | 3,029 | —717 |
| Shahpoor, ... ... ... ... | 3,315 | 3,157 | —158 |
| Total, ... | 17,354 | 15,408 | —1,946 |

4. In Rawulpindee the decrease is chiefly attributed to slackness in trade, and the panic more or less which prevailed during the cholera epidemic from May to September, as well as to the absence of a large number of the community for a long period at the Hurdwar Fair; while in Jhelum it is attributed to the enhanced rate of stamp duty, under the operations of Act XXVI of 1867, which prevents the institution of false claims. In Goojrat the decrease is, Major Smyly reports, owing to a pre-occupation of a large number of people with settlement operations, and the effects of a strict adherence to the provisions of the Stamp Act. The Deputy Commissioner also observes that in the majority of Civil suits now instituted bonds properly stamped are filed, and therefore Major Smyly infers that where formal bonds are entered into by debtors the resort to Courts of Justice will be less frequent. In regard to the decrease in the institutions in his district, Captain Johnstone, Deputy Commissioner, states—" I thought the decrease in Civil suits might easily be accounted for by " the introduction of Act XXVI of 1867, but on comparing the number of institutions of " both years in each quarter I find this is not the case, and that it was not the effect of the " new Stamp Act.

Cause of decrease.

"This will be evident from the following figures, showing the number of cases "instituted:—

| Years. | 1st Quarter. | | | 2nd Quarter. | | | 3rd Quarter. | | | 4th Quarter. | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | Civil. | Regular. | Summary. | Civil. | Regular. | Summary. | Civil. | Regular. | Summary. | Civil. | Regular. | Summary. |
| 1866, ... | 760 | ... | ... | 706 | 214 | 52 | 669 | 204 | 41 | 480 | 158 | 26 |
| 1867, ... | 629 | 208 | 33 | 648 | 242 | 18 | 467 | 168 | ... | 600 | 143 | ... |
| Difference, | —131 | +208 | +33 | —58 | +28 | —34 | —202 | —36 | —41 | +120 | —15 | —26 |

"From the above it will be seen that the decrease was in the 1st and 3rd quarters "mostly, and that there was again a great increase in the last quarter.

"The reasons I consider for this to be quite apart from the Stamp Act. In 1865 there "had been a drought, which continued till the rains of 1867, and that I think was the cause "of the decrease in the 1st and 2nd quarters. In the 3rd again, cholera was raging in "most of the large towns, which prevented people thinking so much about cases, but when "that ceased, and on account of the rains there was a khurreef harvest, the suitors came, "pouring into Court again."

5. The decrease is not however confined to any one class of suits in any one district, but it is general, running through all three descriptions of suits in each district, except in the district of Shahpoor, where there is an increase of 187 in Regular Revenue suits, as will be seen from the following table of cases instituted in both years.

| | | R. Pindee. | Jhelum. | Goojrat. | Shahpoor. | Total. |
|---|---|---|---|---|---|---|
| Civil Suits, ... ... | 1866, | 4,823 | 2,109 | 2,796 | 2,615 | 12,343 |
| | 1867, | 4,635 | 1,776 | 2,384 | 2,344 | 11,139 |
| Regular Revenue Suits,... | 1866, | 1,420 | 1,431 | 645 | 576 | 4,072 |
| | 1867, | 1,378 | 1,308 | 512 | 763 | 3,961 |
| Summary Suits, ... ... | 1866, | 225 | 285 | 305 | 119 | 934 |
| | 1867, | 70 | 55 | 133 | 50 | 308 |
| Total, ... | 1866, | 6,468 | 3,825 | 3,746 | 3,310 | 17,349 |
| | 1867, | 6,083 | 3,139 | 3,029 | 3,157 | 15,408 |

6. I should have wished to show after enquiry on my tour in what classes of cases increase and decrease is most observable; but as time presses, and as the Sessions and other work, which will not brook delay, is at present extremely heavy, I am prevented from entering on the subject at length. It is probable however that to no one cause in particular is the decrease to be attributed, but that it is partly due to the high prices and consequent diminished affluence, to registration, and to the Stamp Law.

Cases disposed of.

7. The total number of cases on the file was 15,725. Of these, 15,433 were disposed of, as will be seen from the following table :—

| Suits. | Cases withdrawn, transferred or struck off without trial or decree. | | | | | Cases in which decrees passed. | | | | | | | | | | | Grand total cases disposed of. |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | Without contest in Court. | | | | | | Contested cases tried and decided in Court. | | | | | |
| | | | | | | | | | By arbitration. | | | In favor of plaintiff. | | | | | |
| | Adjusted or withdrawn under Sections 97 and 98 Act VIII of 1859. | Non-suited. | Dismissed on default. | Transferred. | Total. | Ex parte. | By confession. | By compromise and consent. | In favor of plaintiff. | In favor of defendant. | Total. | In whole. | In part. | In favor of defendants, objectors or insolvents. | Total. | | |
| Civil Suits, ... ... | 271 | 50 | 1,506 | 4 | 2,431 | 710 | 2,848 | 1,009 | 257 | 52 | 4,976 | 1,371 | 1,019 | 1,317 | 3,707 | | 11,114 |
| Regular Revenue Suits, | 322 | 12 | 824 | .. | 1,158 | 53 | 204 | 280 | 100 | 29 | 666 | 777 | 487 | 918 | 2,182 | | 4,006 |
| Summary Suits, ... | 36 | 4 | 53 | ... | 93 | 4 | 19 | 49 | 28 | 5 | 105 | 72 | 28 | 15 | 115 | | 313 |
| 1867, | 1,229 | 66 | 2,383 | 4 | 3,682 | 767 | 3,071 | 1,338 | 485 | 86 | 5,747 | 2,220 | 1,534 | 2,250 | 6,004 | | 15,433 |
| 1866, | 3,900 | 241 | 1,709 | 42 | 5,982 | 382 | 3,278 | | 830 | 151 | 4,641 | 2,452 | 1,888 | 2,812 | 7,152 | | 17,775 |

Cases disposed of by trial in each district.

8. The per-centage of cases disposed of by trial has fallen from 39 in 1866, to 36 in the Rawulpindee district, and from 46 to 40 in Goojrat, while in the Shahpoor district it has risen from 25 to 30 per cent. In the Jhelum district the per-centage is 51, as in preceding year.

| Districts. | | Total number of cases for disposal. | Total cases disposed of. | Total decided on trial. | Per-centage of cases decided on trial to total cases disposed of. |
|---|---|---|---|---|---|
| Rawulpindee, ... | 1866, | 6,675 | 6,611 | 2,577 | 39 |
| | 1867, | 6,151 | 6,078 | 2,190 | 36 |
| Jhelum,... ... | 1866, | 4,031 | 3,940 | 1,999 | 51 |
| | 1867, | 3,231 | 3,153 | 1,618 | 51 |
| Goojrat, ... ... | 1866, | 3,815 | 3,792 | 1,603 | 46 |
| | 1867, | 3,078 | 3,032 | 1,221 | 40 |
| Shahpoor, ... | 1866, | 3,541 | 3,432 | 883 | 25 |
| | 1867, | 3,205 | 3,170 | 975 | 30 |
| Total, ... | 1866, | 18,061 | 17,775 | 6,152 | 40 |
| | 1867, | 15,725 | 15,433 | 6,004 | 38 |

Per-centage of cases decided in favor of plaintiffs and defendants.

9. The per-centage of cases decided in favor of plaintiffs to total number of cases disposed of has been 61, to 49 in preceding year, and in favor of defendants 15, to 16. In contested cases the per-centage of cases decided in favor of the former has been 62, to 61 in 1866, and of the latter 38, to 39 in preceding year.

10. The following table shows the per-centage of cases decided in favor of plaintiffs and defendants in contested cases in the several districts :—

| Districts. | | Per-centage of cases decided in favor of plaintiffs in contested cases. | Per-centage of cases decided in favor of defendants in contested cases. |
|---|---|---|---|
| Rawulpindee, ... ... ... | 1866, | 64 | 36 |
| | 1867, | 64 | 36 |
| Jhelum, ... ... ... ... | 1866, | 57 | 43 |
| | 1867, | 58 | 42 |
| Goojrat, ... ... ... ... | 1866, | 65 | 35 |
| | 1867, | 72 | 28 |
| Shahpoor, ... ... ... | 1866, | 51 | 49 |
| | 1867, | 53 | 47 |
| Total, ... | 1866, | 61 | 39 |
| | 1867, | 62 | 38 |

Per-centage of cases decided in favor of plaintiffs by trial, arbitration, confession and ex parte.

11. In the Rawulpindee district the per-centage of cases decided by trial has decreased from 25 in 1866, to 24 in 1867; while it has slightly increased from 29 to 30 in the Jhelum district, and from 13 to 16 in that of Shahpoor. In Goojrat it is 28, as in 1866. In the per-centage of cases decided by arbitration there is a decrease in all the districts. In the Rawulpindee district it is 3, to 5 in 1866; in Jhelum 3, to 4; in Goojrat 4, to 5; in Shahpoor 3, to 4. The per-centage of cases in which decrees were passed on confession vary but little from those of 1866 in Rawulpindee, being 22 in 1867, to 23 in preceding year; and in Shahpoor, being 21, to 19. There is however an increase of 5 per cent in this class of decisions in the Goojrat district, where the per-centage has risen from 18 to 23. In the Jhelum district the per-centage is 9, as in 1866.

| Districts. | | By trial. | Arbitration. | Confession. | Ex parte. |
|---|---|---|---|---|---|
| Rawulpindee, ... | 1866, | 25 | 5 | 23 | 4 |
| | 1867, | 24 | 3 | 22 | 7 |
| Jhelum, ... ... | 1866, | 29 | 4 | 9 | 1 |
| | 1867, | 30 | 3 | 9 | 3 |
| Goojrat, ... ... | 1866, | 28 | 5 | 18 | 1 |
| | 1867, | 28 | 4 | 23 | 3 |
| Shahpoor, ... | 1866, | 13 | 4 | 19 | 2 |
| | 1867, | 16 | 3 | 21 | 4 |
| Total, ... | 1866, | 24 | 5 | 18 | 2 |
| | 1867, | 24 | 3 | 20 | 5 |

12. In ex parte decisions there is an increase of 2 per cent in the districts of Jhelum, Goojrat and Shahpoor, and of 3 per cent in that of Rawulpindee.

13. The above remarks have been made with reference to decisions given in favor of plaintiffs, as compared with the *total* number of cases disposed of; but with a view of comparing the results of each district as regards the per-centages of cases given in favor of plaintiffs by trial, arbitration and ex parte of the total number of cases given in *favor of plaintiffs*, the subjoined table is given:—

| Districts. | | Per-centage to total cases decided in favor of plaintiffs. | | |
|---|---|---|---|---|
| | | By trial. | Arbitration. | Ex parte. |
| Rawulpindee, ... ... | 1866, | 41 | 9 | 7 |
| | 1867, | 39 | 5 | 13 |
| Jhelum, ... ... ... | 1866, | 67 | 8 | 3 |
| | 1867, | 55 | 5 | 5 |
| Goojrat, ... ... ... | 1866, | 54 | 10 | 2 |
| | 1867, | 46 | 6 | 5 |
| Shahpoor, ... ... ... | 1866, | 35 | 10 | 4 |
| | 1867, | 25 | 4 | 6 |
| Total, ... | 1866, | 49 | 10 | 4 |
| | 1867, | 40 | 5 | 8 |

14. The general results of cases given in favor of plaintiffs during the year are noted below:—Of the 9,415 cases given in favor of plaintiffs—

3,754 or 40 per cent were by trial.
3,071 or 31 „ „ „ confession.
1,338 or 16 „ „ „ compromise.
485 or 5 „ „ „ arbitration.
767 or 8 „ „ „ ex parte.

Per-centage of compromises, non-suits, and cases dismissed on default.

15. The following tabular return shows the per-centage of compromises, non-suits, and cases dismissed on default, in 1867 as compared with 1866:—

| Districts. | | Compromises. | Non-suits. | Dismissed on default. |
|---|---|---|---|---|
| Rawulpindee, ... ... | 1866, | 17 | 2 | 9 |
| | 1867, | 10 | 0·54 | 15 |
| Jhelum, ... ... ... | 1866, | 21 | 1 | 12 |
| | 1867, | 7 | 0·53 | 15 |
| Goojrat, ... ... ... | 1866, | 17 | 1 | 9 |
| | 1867, | 9 | 0·29 | 14 |
| Shahpoor, ... ... ... | 1866, | 35 | 0·90 | 10 |
| | 1867, | 3 | 0·12 | 15 |
| Total, ... | 1866, | 21 | 1 | 10 |
| | 1867, | 7 | 0·35 | 15 |

16. In regard to the increase in the cases dismissed on default, Major Hall, Deputy Commissioner of Rawulpindee, writes :—" An examination of the record of these " cases shows that in no instance was a case thus struck off without two adjournments of " the hearing of the suit, and thus affording the parties ample time to appear. In most " cases it was clear the plaintiff had relinquished his claim, which had probably been settled " out of Court as he never put in an appearance again. Applications for reviewing a case " was in most instances granted". Captain Johnstone, in alluding to the same subject, states— " I think it most probable that the majority of these cases were settled between the parties " out of Court, and the plaintiff did not think it worth his while to travel the long distance " he would very likely have to do in this district to file a razeenamah. The stringent rules " of the Civil Code must also be considered, but which rules are not at all too stringent, as " the litigiousness of the people ought not to be encouraged by their being allowed to " attend to their cases in their leisure hours for recreation and excitement, and desert them " when business of any other kind presses."

Arbitration.

17. The number of cases referred to arbitration has decreased from 689 in 1866, to 571 ; of those, judgments in 560 were made in accordance with awards ; one case in the Rawulpindee district was remitted for reconsideration ; and the awards in six cases were set aside by mistake of procedure. The awards in three cases in the Jhelum district appear also to have been set aside, but no explanation has been furnished as to the cause which led to the awards in these cases being rejected. In one case only, which occurred in the Goojrat district, was the award set aside for corruption and misconduct, under Section 324 of the Civil Procedure Code.

18. The following table shows the number of cases referred to arbitration in 1867, as compared with the preceding year :—

| Districts. | | Number of cases referred to arbitration. | Number of cases in which judgment was made according to award. | Number of cases in which awards were remitted for reconsideration under Section 323 Act VIII of 1859. | Number of cases in which awards were set aside. | Remarks |
|---|---|---|---|---|---|---|
| Rawulpindee, | 1866, | 405 | 309 | 7 | 8 | * The cases shown in last year's return as partly confirmed have been shown in the column of cases remitted for reconsideration as the only appropriate heading they can be exhibited under for sake of comparison. |
| | 1867, | 217 | 210 | 1 | 6 | |
| Jhelum, ... | 1866, | 163 | 157 | 4 | 2 | |
| | 1867, | 109 | 106 | .. | 3 | |
| Goojrat, ... | 1866, | 249 | 177 | 45 | 27 | |
| | 1867, | 152 | 150 | ... | 1 | |
| Shahpoor, ... | 1866, | 172 | 141 | 17 | 14 | |
| | 1867, | 94 | 94 | ... | ... | |
| Total, ... | 1866, | 989 | 865 | 73 | 51 | |
| | 1867, | 571 | 560 | 4 | 10 | |

19. No applications to register agreements to refer to arbitration under Section 326, or for the filing of awards made without the intervention of the Court under Section 327 of Act VIII of 1859, were made during the year under report.

20. I think the present state of the law in regard to arbitration is as much too stringent as formerly it was too lax. It will operate as a complete bar to arbitration in

future. Perhaps the legislative considering the abuse of it in former years wished to impose a check; they have completely succeeded in doing so.

Aggregate and average value of suits.

21. Though there has been a large decrease of 2,342 cases in 1867, as compared with the preceding year, the decrease in the aggregate value of cases disposed of during the year under report amounts to the small sum of Rs. 232, the aggregate value of suits in 1866 having been Rs. 7,90,588, to Rs. 7,90,356 in 1867. This is owing to the operations of the new Stamp Act. To the same cause is also attributable the increase in the average value of suits from Rs. 45-2-0 in 1866, to Rs. 51-3-4 in 1867; in the average costs from Rs. 3-11-0, to Rs. 5-0-4; and in the per-centage of costs to value from Rs. 8-5-1, to Rs. 9-3-0.

The average value of all classes of suits in Rawulpindee is Rs. 45-10-4, to Rs. 45 in 1866; in Jhelum it has risen from Rs. 44 to Rs. 75-10-4; and in the Shahpoor district from Rs. 46, to Rs. 50-14-8; while in Goojrat it has decreased from Rs. 42-11-0 in 1866 to Rs. 38-4-9 in 1867.

22. In the average cost of suits, and in the per-centage of costs to value, there is also a general increase in 1867, as compared with 1866.

23. The following is a comparative table of value, and costs, in both years:—

| Districts. | | Total value of suits. | | | Total cost of suits. | | | Average value of suits. | | | Average cost of suits. | | | Per-centage of costs to value. | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Rawulpindee, ... | 1866, | 2,99,869 | ... | ... | 25,560 | ... | ... | 45 | ... | ... | 3 | 12 | ... | 8 | 8 | ... |
| | 1867, | 2,77,451 | ... | ... | 27,748 | 12 | ... | 45 | 10 | 4 | 4 | 6 | 8 | 10 | ... | ... |
| Jhelum, ... | 1866, | 1,73,291 | ... | ... | 14,186 | ... | ... | 44 | ... | ... | 4 | ... | ... | 8 | ... | ... |
| | 1867, | 2,35,369 | ... | ... | 19,276 | ... | ... | 74 | 10 | 4 | 6 | 1 | 9 | 8 | 2 | 3 |
| Goojrat, ... | 1866, | 1,60,806 | ... | ... | 13,414 | ... | ... | 42 | 11 | ... | 3 | 8 | ... | 8 | ... | ... |
| | 1867, | 1,16,121 | 15 | 2 | 13,717 | 7 | 6 | 38 | 4 | 9 | 4 | 8 | 6 | 11 | 13 | ... |
| Shahpoor, ... | 1866, | 1,56,622 | ... | ... | 12,936 | ... | ... | 46 | ... | ... | 4 | ... | ... | 8 | ... | ... |
| | 1867, | 1,61,415 | ... | ... | 16,817 | 13 | .. | 50 | 14 | 8 | 5 | 4 | 10 | 10 | 4 | 7 |
| Total, ... | 1866, | 7,90,588 | ... | ... | 66,096 | ... | ... | 45 | 2 | ... | 3 | 11 | ... | 8 | 5 | 1 |
| | 1867, | 7,90,356 | 15 | 2 | 77,560 | ... | 6 | 51 | 3 | 4 | 5 | ... | 4 | 9 | 3 | ... |

General average duration of suits.

24. The average duration has fallen from 18 in 1866 to 13 days in 1867. In the districts of Rawulpindee, Jhelum and Goojrat the average duration of cases struck off without trial has been 14 days, while in the Shahpoor district it has been 23. In uncontested cases in Court it has been 11 days in Rawulpindee, 15 in Jhelum and Shahpoor, and 10 in Goojrat. In contested cases the highest duration, 20 days, has been in the Shahpoor district; and the shortest, 14 days, in Rawulpindee. In Jhelum it was 17, and in Goojrat 15 days.

| District. | Average number of days each case lasted. | | |
|---|---|---|---|
| | In cases struck off without trial. | In cases uncontested in Court. | In contested cases. |
| Rawulpindee, ... | 14 | 11 | 14 |
| Jhelum, ... | 14 | 15 | 17 |
| Goojrat, ... | 14 | 10 | 15 |
| Shahpoor, ... | 23 | 15 | 20 |

Cases pending.

25. There were 292 cases pending at the close of the year, of which the following is a detail :—

| | | | | | |
|---|---|---|---|---|---|
| Rawulpindee | 73, | oldest case | 4th | November | 1867. |
| Jhelum | 78, | ditto, | 29th | July | „ |
| Goojrat | 46, | ditto, | 11th | November | „ |
| Shahpoor | 95, | ditto, | 1st | „ | „ |

26. The case pending in the Jhelum district has, it would appear from the statement of suits pending at the close of January 1868, been disposed of. This case was remanded by the Commissioner on appeal for enquiry on the spot, and the Assistant Commissioner, Mr. F. E. Moore, in whose Court it was pending, furnishes the following explanation as to cause of delay :—

" I was myself deputed to Montgomery for three months, and did not return to the " Jhelum district until the end of October. The case was not gone into during my absence, " and since my return I have had heavy Criminal and Civil work to attend to, and have not " been able to go out into camp in the direction of Toba."

Amount of work disposed of by head quarter officers and Tehseeldars.

27. Of the 15,433 cases disposed of during the year, 5,163 or 32·19 per cent were disposed of at head quarters; 9,252 or 59·79 per cent by Tehseeldars and Naib-Tehseeldars; 1,103 or 7·20 per cent by Cantonment Judge of Rawulpindee; and 15 or 0·10 per cent by Futteh Khan, Honorary Civil Judge of Rawulpindee.

Number of original suits taken up by Deputy Commissioners, and amount of work disposed of by each grade of officers.

28. The following tabular statement shows the amount of work disposed of by each grade of officers, and number of original suits taken up by Deputy Commissioners during the year under report :—

| Districts. | Deputy Commissioners. | | Assistant Commissioners. | | European Extra Assistant Commrs. | | Native Extra Assistant Commissioners. | | Tehseeldars. | | Naib-Tehseeldars. | | Honorary Civil Judges. | | Cantonment Judge. | | Total. | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | Cases. | Per-centage. | Cases. | Per-centage. | Cases. | Per-centage. | Cases. | Per-centage. | Cases. | Per-centage. | Cases. | Per-centage. | Cases. | Per-centage. | Cases. | Per-centage. | Cases. | Per-centage. |
| Rawulpindee, | 2 | 0·03 | 1,294 | 21·30 | 250 | 4·11 | 280 | 4·62 | 2,491 | 40·98 | 643 | 10·57 | 15 | 0·25 | 1,103 | 18·14 | 6,078 | 100 |
| Jhelum, ... | 40 | 1 | 725 | 23 | ... | ... | 296 | 10· | 1,183 | 36·00 | 959 | 30 | ... | ... | ... | ... | 3,153 | 100 |
| Goojrat, | 53 | 1·69 | 716 | 23·62 | 3 | 0·10 | 115 | 3·80 | 1,598 | 52·73 | 547 | 18·06 | ... | ... | ... | ... | 3,032 | 100 |
| Shahpoor, ... | 10 | 0·31 | 634 | 20·07 | 255 | 7·43 | 390 | 12·66 | 991 | 31·36 | 890 | 28·17 | ... | ... | ... | ... | 3,170 | 100 |
| Total, .. | 105 | 0·68 | 3,369 | 21·99 | 508 | 3·18 | 1,081 | 7·6 | 6,213 | 40·58 | 3,039 | 19·23 | 15 | 0·10 | 1,103 | 7·20 | 15,433 | 100 |

29. The amount of original work disposed of by Deputy Commissioners in 1867 is much less than that disposed of in 1866, the Deputy Commissioner Rawulpindee having disposed of only 2 cases in 1867, to 61 in 1866; the Deputy Commissioner Jhelum of 40, to 69; Deputy Commissioner Goojrat of 53, to 141 in 1861. Ten original suits were disposed of by the Deputy Commissioner Shahpoor, being three in excess of the previous year.

Compared with 1866 the per-centage of cases decided in 1867 by head quarter officers in Rawulpindee and Goojrat has fallen, while the per-centage of work disposed of by Tehseeldars and Naib-Tehseeldars has increased. In Jhelum the per-centage of work done by Tehseeldars has decreased 2 per cent, while in Shahpoor the per-centage of work done by head quarter officers and Tehseeldars is much the same as in preceding year.

30. The following table shows the per-centage of work done at head quarters and by Tehseeldars during both years :—

| Districts. | | Per-centage of cases decided by head quarter officers. | Per-centage of cases decided by Tehseeldars. | |
|---|---|---|---|---|
| Rawulpindee, ... | 1866, ... | 36 | 45 | * This does not include any calculation on the cases decided by Cantonment Judge and Honorary Civil Judge. |
| | 1867, ... | 31·96 | 51·55* | |
| Jhelum, ... | 1866, ... | 32 | 68 | |
| | 1867, ... | 34 | 66 | |
| Goojrat, ... | 1866, ... | 38 | 62 | |
| | 1867, ... | 29·79 | 70·79 | |
| Shahpoor ... | 1866, ... | 41 | 59 | |
| | 1867, ... | 40·47 | 59·53 | |

31. The District Officers report favorably on the working of the Act. Colonel Bristow, Deputy Commissioner Jhelum, states—" I am decidedly of " opinion that the provisions of the Act have caused an improve- " ment in the mode of conducting the civil business. It is a wide " subject I am entering on, and I will not attempt to give numerous instances, but I would " specify that an adherence to Section 26, by which the pleadings ought to be stripped of " all irrelevant matter, is a great boon to the presiding officer. By this wholesome rule the " issues are brought clearly out, and, in short, the points requiring decision and reflection " circumscribed to a minimum." Major Hall, Deputy Commissioner of Rawulpindee, reports—" No difficulty occurs in carrying out its provisions, particularly in the higher " Courts. The less latitude a Code of Procedure gives the better it can be worked. The " Native judicial officers have still some difficulty in throwing off old rules and attending " to the letter of the new procedure." Major Smyly, Deputy Commissioner Goojrat, states that the Code "works well, and the Subordinate Courts conform to its provisions;" and Captain Johnstone, Deputy Commissioner Shahpoor, remarks—" Act VIII of 1859 " has worked very well, and both the Courts and the people are becoming daily more " accustomed to it."

Working of Act VIII of 1859.

32. The Act imposes a great deal more work. It is an improvement on the old system. But the officers who speak most in its favor are not the most scrupulous to observe its provisions; and in many appeals I have had before me I observe a very general disregard, with a few honorable exceptions, of the provisions for laying down proper, full

and complete issues for exhausting the matters in dispute between the principals, and putting them in as concise a form as possible to be stated in the evidence, or otherwise disposed of; and in forming judgments according to the Act.

33. Much labor is put upon this office in hearing and determining appeals, and the provisions of Act VIII of 1859 render it very difficult to get through the work. I fear my successor will find a very heavy file, which is steadily increasing instead of diminishing, although I have worked as hard as I possibly could to keep it down.

34. Owing to the press of work in both Criminal and Civil departments, I think it absolutely necessary that a good Clerk of the Court be sanctioned on a suitable salary. I do not approve of disorganizing the English office in order to provide such an official, but it is the most economical way of providing assistance, and preferable I think to an Assistant Commissioner. It is certain that either an Additional Judge, or a good Clerk of the Court with certain powers as in the Small Cause Courts, is becoming a necessity in this Division daily more apparent.

## PART II.—APPEALS.

Appeals to Deputy Commissioners.

35. In the Rawulpindee district the per-centage of appeals to Deputy Commissioners from the orders of the lower Courts in contested cases was 26, in Jhelum it was 29, in Goojrat 17, and in Shahpoor 30.

| Districts. | No. of contested cases decided. | No. of appeals. | Per-centage. |
|---|---|---|---|
| Rawulpindee, ... ... ... ... ... ... | 1,572 | 367 | 26 |
| Jhelum, ... ... ... ... ... ... ... | 1,199 | 356 | 29 |
| Goojrat, ... ... ... ... ... ... ... | 1,151 | 196 | 17 |
| Shahpoor, ... ... ... ... ... ... ... | 642 | 195 | 30 |
| Total, ... ... | 4,564 | 1,114 | 26 |

36. The total number of appeals instituted was 1,114, to 994 in 1866. Inclusive of 26 pending from last year, there were therefore 1,140 in all on the files, of which 1,109 were disposed of, and 31 were pending at the close of the year.

Per-centage of appeals reversed, modified, and returned for further investigation.

37. Of the 1,109 appeals disposed of, to 15 per cent in 1866—

106 or 9 per cent were struck off without trial.

190 or 18 per cent to 19 per cent in 1866 were returned for further investigation.

134 or 12 per cent to 11 per cent in 1866 were given in favor of appellants in whole.

50 or 5 per cent to 4 per cent in 1866 were given in favor of appellants in part.

629 or 56 to 49 per cent in 1866 were decided in favor of respondents.

38. The following comparative return shows the number of appeals for disposal, those disposed of, and the per-centage of appeals reversed, modified, and returned for further investigation, in each district during 1866 and 1867 :—

| DISTRICT. | | Total appeals for disposal. | Appeals struck off without trial, transferred and withdrawn. | APPEALS DISPOSED OF. Decided on trial. In favor of appellant. In whole. | In part. | In favor of respondent. | Returned for further investigation. | Total disposed of. | PERCENTAGE. Appeals reversed. | Appeals modified. | Returned for further investigation. |
|---|---|---|---|---|---|---|---|---|---|---|---|
| Rawulpindee,... | 1866, | 300 | 19 | 65 | 18 | 169 | 24 | 295 | 21 | 6 | 8 |
| | 1867, | 372 | 18 | 72 | 17 | 222 | 36 | 365 | 19 | 4 | 9 |
| Jhelum, ... | 1866, | 258 | 30 | 21 | 6 | 160 | 41 | 258 | 8 | 2 | 12 |
| | 1867, | 356 | 41 | 18 | 12 | 209 | 62 | 342 | 5 | 3 | 18 |
| Goojrat, ... | 1866, | 261 | 45 | 7 | 5 | 100 | 104 | 201 | 2 | 1 | 39 |
| | 1867, | 196 | 1 | 20 | 9 | 101 | 64 | 195 | 10 | 4 | 32 |
| Shahpoor, ... | 1866, | 213 | 52 | 26 | 17 | 65 | 32 | 192 | 13 | 9 | 16 |
| | 1867, | 216 | 46 | 24 | 12 | 97 | 28 | 207 | 11 | 5 | 13 |
| Total, ... | 1866, | 1,032 | 146 | 119 | 46 | 494 | 201 | 1,006 | 11 | 4 | 19 |
| | 1867, | 1,140 | 106 | 134 | 50 | 620 | 100 | 1,109 | 12 | 5 | 18 |

Duration of appeals.

39. The duration of appeals in Deputy Commissioners' Courts has been as noted below:—

| DISTRICTS. | 1866. | 1867. |
|---|---|---|
| Rawulpindee, ... ... ... ... | 19 days. | 14 days. |
| Jhelum, ... ... ... ... ... | 18 " | 13 " |
| Goojrat, ... ... ... ... ... | 18 " | 5 " |
| Shahpoor, ... ... ... ... | 22 " | 26 " |

Aggregate value and costs of appeals.

40. The following tabular statement shows the aggregate value, aggregate costs of appeals, average value, and average costs of each appeal in the several districts during the year under report, as compared with preceding year:—

| DISTRICTS. | | Aggregate value. | | | Aggregate cost of appeals. | | | Average value of appeals. | | | Average cost of appeal. | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | Appeals in Civil suits. | Appeals in Regular Revenue suits. | Appeals in Summary suits. | Of Civil suits. | Of Regular Revenu suits. | Of Summary suits. | Of Civil suits. | Of Regular Revenue suits. | Of Summary suits. | Of Civil suits. | Of Regular Revenue suits. | Of Summary suits. |
| Rawulpindee, ... | 1866, | 6,987 ... | 2,872 ... | 312 ... | 472 ... | 241 ... | 30 ... | 51 6 ... | 23 5 7 | 14 2 11 | 3 7 6 | 1 15 4 | 1 5 6 |
| | 1867, | 8,150 ... | 9,431 ... | ... ... | 745 10 ... | 924 8 ... | ... ... | 52 14 9 | 44 11 2 | ... ... | 4 13 6 | 4 6 1 | ... ... |
| Jhelum, ... | 1866, | 6,873 ... | 2,745 ... | ... ... | 461 ... | 221 ... | ... ... | 51 ... | 23 ... | ... ... | 3 ... | 2 ... | ... ... |
| | 1867, | 6,003 ... | 4,949 ... | ... ... | 633 ... | 610 ... | ... ... | 40 ... | 26 ... | ... ... | 4 ... | 3 ... | ... ... |
| Goojrat, ... | 1866, | 9,089 1 9 | 961 6 8 | 147 14 ... | 639 ... | 57 8 ... | 16 ... | 44 7 6 | 24 7 ... | 9 ... | 3 ... | 1 7 . | 1 ... |
| | 1867, | 6,695 7 2 | 805 2 ... | 46 6 ... | 548 12 ... | 71 ... | 2 ... | 43 14 8 | 22 5 10 | 19 3 ... | 3 8 3 | 1 15 7 | ... 10 8 |
| Shahpoor, ... | 1866, | 5,895 ... | 1,370 ... | 299 ... | 403 ... | 124 ... | 24 ... | 48 ... | 23 ... | 30 ... | 3 5 2 | 2 ... | 2 8 ... |
| | 1867, | 5,565 ... | 6,257 ... | ... ... | 523 ... | 731 2 6 | ... ... | 56 3 4 | 57 14 9 | ... ... | 5 4 6 | 6 12 3 | ... ... |
| Total, ... | 1866, | 28,845 1 9 | 7,948 6 8 | 758 14 ... | 1,975 ... | 643 8 ... | 70 ... | 48 1 ... | 23 1 8 | 15 13 ... | 3 4 8 | 1 11 ... | 1 7 4 |
| | 1867, | 26,413 7 2 | 28,442 2 ... | 46 6 ... | 2,450 6 ... | 2,336 10 6 | 2 ... | 47 4 4 | 39 ... 4 | 15 7 4 | 4 3 3 | 4 4 4 | ... 10 8 |

Appeals to Commissioner.

41. 720 appeals were instituted during the year, to 837 in 1866. Inclusive of those pending, there were 825 for disposal, of which 704 were decided, and 121 were pending at the close of the year.

Of the 704 disposed of—

233 were withdrawn, transferred, or struck off without trial.
43 were decided on trial in favor of appellant in whole.
52 ditto ditto in part.
269 ditto ditto in favor of respondent.
107 were remanded for further investigation.

Per-centage of reversed or modified and returned for reinvestigation.

42. Of the cases disposed of, 13 per cent were modified or reversed, to 17 per cent in 1866; and 15 per cent of the cases were returned for reinvestigation in 1867, to 11 per cent in 1866.

Duration of appeals.

43. The average duration of appeals pending in 1867 has been less by 14 days than that in 1866, being 41 days, to 55 in 1866.

Per-centage remaining for disposal.

44. The per-centage of appeals pending for disposal at the close of 1867 was 14 per cent of the total number of cases for disposal. In 1866 it was 12. The oldest case pending was 22nd April 1867.

I regret to say there are many old cases pending, but for reasons stated when speaking of the working of Act VIII arrears are unavoidable. I took charge only on 23rd November 1867, and the whole of my time was occupied in Sessions work to close of the year. The Sessions work is now (3rd March 1868) at the time I am writing very nearly as heavy as it was at the close of the year.

## PART III.—MISCELLANEOUS.

Execution of decrees.

45. There were 491 cases on the file at the close of last year, and 5,468 instituted during the year, making in all 5,959 for disposal; of this number 4,575 were disposed of, and 384 cases were pending at the close of 1867.

Results of execution.

46. Of the number disposed of—

2,907 decrees were executed in full.
1,140 do. partially.
1,514 were struck off on default.
14 were transferred.

47. The per-centage of decrees executed in full in the Rawulpindee district is 42, to 45 in 1866, being 4 per cent less than that of the province for 1866. In Jhelum however it is more favorable, being 71 per cent; and though in Goojrat and Shahpoor it is much below that of Jhelum, being 52 and 54 respectively, still the per-centage of those districts is much above the per-centage of the province for 1866.

48. In Jhelum and Shahpoor 12 per cent of cases were partially executed, and in Rawulpindee and Goojrat 23 and 25 per cent respectively.

49. 33 per cent of applications were struck off on default of decree-holder, while no part had been executed in Rawulpindee, being 3 per cent in excess of 1866. In Jhelum the per-centage was 15 in 1867, to 17 in 1866; in Goojrat 21, to 15; and in Shahpoor 32 to 28 in 1866.

| PER-CENTAGE OF CASES EXECUTED. | | | |
|---|---|---|---|
| DISTRICT. | In full to total applications disposed of. | Partially and then struck off owing to default of decree-holder. | Applications struck off on default of decree-holder of which no part has been executed. |
| Rawulpindee, ... 1866, | 45 | 24 | 30 |
| Rawulpindee, ... 1867, | 42 | 23 | 33 |
| Jhelum, ... ... 1866, | 49 | 33 | 17 |
| Jhelum, ... ... 1867, | 71 | 12 | 15 |
| Goojrat, ... ... 1866, | 46 | 36 | 15 |
| Goojrat, ... ... 1867, | 52 | 25 | 21 |
| Shahpoor, ... ... 1866, | 56 | 17 | 28 |
| Shahpoor, ... ... 1867, | 54 | 12 | 32 |
| Total, ... 1866, | 48 | 28 | 23 |
| Total, ... 1867, | 52 | 20 | 26 |

50. In the margin is given a table showing the results of executions of decrees of each district during 1866 and 1867.

Process for arrests and attachment and sale of property.

51. In 16 per cent of cases, wholly or partially executed, were orders issued for arrest in the Rawulpindee district, to 27 per cent in the preceding year. In Jhelum arrests were ordered in 7 per cent of cases wholly or partially executed. This is a favorable feature of the return of this district, considering no processes of the kind were issued in 1866. In the Goojrat district it was 29, to 33 in 1866; and in Shahpoor 32, to 82 in 1866.

52. The per-centage of orders issued for attachment and sale of property in Rawulpindee is 8, to 14 in 1866. In Jhelum it is 12 per cent, as in preceding year. In Goojrat it is 22, to 24; and in Shahpoor 11, to 15 in 1866.

53. The table noted below gives the per-centage of cases in which voluntary payments were made, that of cases in which payments on arrest were made, and of payments by attachment and sale of property, in each district in 1867 as compared with 1866:—

| DISTRICTS | Per-centage of payments voluntarily in complete or partially execution | Per-centage of payments on arrest in full or partial execution. | Per-centage of payments by attachment and sale of moveable and immoveable property. |
|---|---|---|---|
| Rawulpindee, ... 1866, | 58 | 27 | 14 |
| Rawulpindee, ... 1867, | 40 | 16 | 8 |
| Jhelum, ... ... 1866, | 88 | .. | 12 |
| Jhelum, ... ... 1867, | 65 | 7 | 12 |
| Goojrat, ... .. 1866, | 41 | 33 | 24 |
| Goojrat, ... .. 1867, | 20 | 29 | 22 |
| Shahpoor, ... .. 1866, | 3 | 82 | 15 |
| Shahpoor, ... .. 1867, | 22 | 32 | 11 |

Sales of land and house property in execution of decrees.

54. No sales of land occurred. In 12 cases in Rawulpindee, 16 in Jhelum, 5 in Goojrat, and 9 in Shahpoor, were house property sold.

Sheriffs' fees fund.

55. The total income was Rs. 19,860-7-0, from which an expenditure of Rs. 13,451-10-0 was incurred, leaving a balance of Rs. 6,408-13-0 at the close of the year.

| District. | Total Income. | | | Expenditure. | | | Balance. | | |
|---|---|---|---|---|---|---|---|---|---|
| Rawulpindee, ... ... ... | 7,311 | 1 | ... | 4,751 | 15 | 10 | 2,559 | 1 | 2 |
| Jhelum, ... ... ... ... | 4,120 | ... | ... | 2,918 | ... | ... | 1,202 | ... | ... |
| Goojrat, ... ... ... ... | 3,930 | ... | ... | 2,587 | 10 | 9 | 1,342 | 5 | 3 |
| Shahpoor, ... ... ... ... | 4,499 | 6 | ... | 3,193 | 15 | 5 | 1,305 | 6 | 7 |
| Total, ... ... | 19,860 | 7 | ... | 13,451 | 10 | ... | 6,408 | 13 | ... |

Registration.

56. There has been a large increase in the number of deeds registered during 1867, as compared with the preceding year, as will be seen from the following figures :—

| District. | 1866. | 1867. | Difference. |
|---|---|---|---|
| Rawulpindee, ... ... ... | 1,261 | 1,382 | + 121 |
| Jhelum, ... ... ... ... | 762 | 1,018 | + 256 |
| Goojrat, ... ... ... ... | 1,801 | 4,219 | +2,418 |
| Shahpoor, ... ... ... ... | 779 | 1,132 | + 353 |

57. In Goojrat the number of obligations for payments of money not secured on real property for sums not exceeding Rs. 200 registered during the year alone was 2,850, being much in excess of the total number of deeds of all descriptions registered in 1866.

Under the operations of Act XX of 1866, a further increase in deeds registered may now be anticipated.

Working of the law regarding bonds and account books.

58. As stated in previous reports, it does not appear that the orders regarding account books are generally attended to.

Working of system of record.

59. The system of record prescribed in Book Circular 38 of 1862 is observed with more or less accuracy according to the idiosyncrasy of the Judge. In some cases improvement is no doubt required, but on the whole the system is very fairly carried out.

Working of the Stamp Law, and its effect on litigation.

60. Major Hall, Deputy Commissioner of Rawulpindee, is of opinion that the New Stamp Act, XXVI of 1867, which came into operation from 1st May 1867, has had no effect in decreasing litigation. "From May to August," he observes "fewer cases than usual were instituted, but this was due to the cholera epidemic, and not to the Stamp Act; for in the last quarter of the year, the average number were instituted. Appeals have not decreased either owing to the higher rate of stamp duty". Colonel Bristow, Deputy Commissioner Jhelum, however, is of opinion, "that the new Stamp Act has had an effect on the number of suits instituted," but states, "though it may have limited the number of institutions, it has not diminished the income from stamp revenue, the increased rates having worked against this result; so while the heavier cost of institutions has deterred suitors with bad cases from entering the Courts, this appears to have had no effect on suitors with fair prospects of winning their cases."

61. Captain Johnstone, Deputy Commissioner Shahpoor, writes as follows on this subject:—"The schedules of Stamp Act XXVI of 1867 are a great improvement on the former ones. The increase is on the institution stamp, and is not excessive. It will keep frivolous cases out of Court The change in method of calculating the institution stamp for cases relating to landed property was much required".

Working of Pleaders.

62. There were no pleaders employed in any of the Courts of the Division during the year.

Inspection of decisions of Subordinate Courts.

63. The decisions of Subordinate Courts appear to be inspected by the Deputy Commissioners with more or less regularity.

What arrangements have been made for employing officers exclusively on Civil work.

64. In Rawulpindee, Goojrat and Shahpoor, it was not found possible to employ officers exclusively on Civil and Criminal work, especially in Rawulpindee, where the staff of Assistants throughout the year did not allow of this arrangement being carried out; and in Goojrat, where for the greater portion of the year, the only European Assistant attached to the district exercised ordinary powers. In the Shahpoor district the system was carried out as far as possible, and the Deputy Commissioner Jhelum reports that the system was adhered to throughout the year.

## PART IV.

Social aspect of Civil Courts.

65. In the district of Rawulpindee, there is a decrease in debts on account and suits for the recovery of land-rent. In Jhelum there has been an increase of 19 cases on registered claims over the number in 1866, and 45 cases fewer on unregistered claims. There is also a decrease of 198 in parole debts, which decrease, the Deputy Commissioner attributes as probably caused by the increased institution stamp, which has caused suitors with badly supported claims to prefer not making them at all rather than risk the loss of the increased costs now in force.

66. In Goojrat parole debts have decreased a good deal, while bond debts have increased; and in Shahpoor debts on account have considerably decreased, while suits on registered bonds have increased.

67. In Rawulpindee there has been a considerable decrease in the number of cases of these descriptions during the year in the several districts.

Breach of betrothal or marriage contracts.

68. It is a question whether registration of betrothals should not be introduced as in the Kangra district. This class of cases is becoming difficult, and the frequent breaches of promise creative of a great deal of public inconvenience.

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# MOOLTAN DIVISION.

**W. Ford Esquire, C. S. I., Commissioner and Superintendent.**

[ *Received on 30th March* 1868. ]

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2. The number of suits instituted in the Civil Courts of this Division during the year was 11,518. Thus the number of suits brought forward during 1867, has fallen below the number instituted in 1866, for during that year the number stood at 12,981. It is difficult to state correctly why Regular Revenue suits have fallen off in numbers; possibly the Stamp Act may have had something to do with the decrease, but it must be recollected that the tenure of land is every year rendered more secure with possession, so that has happened which might reasonably be expected. With a heavy stamp staring him in the face a man does not care to litigate a doubtful title, but instances doubtless do arise in which the heavy stamp now levied presses heavily in suits for land paying revenue to Government.

3. The aggregate value of original suits fell off in the Montgomery district by Rs. 19,171. Increase in the Mooltan district by Rs. 7,745. Fell in the Jhung district by Rs. 27,506. The Deputy Commissioner of Jhung attributes this decrease in value partly to slackness of trade, and partly to increase of stamp required for institution of plaint.

4. The per-centage of costs in suits has increased. The result obtained in the Montgomery district is thus detailed by Mr. Blyth :—

| *Year.* | *Civil.* | *Regular Revenue.* | *Summary.* | *Total.* |
|---|---|---|---|---|
| 1866, | Rs. 9 7 0 | 8 15 3 | 3 12 11 | 9 1 7 |
| 1867, | „ 10 11 9 | 15 0 10 | 4 8 0 | 11 1 2 |

The results under all the heads shew an increase of expenditure. The costs have been carefully taxed.

5. In Jhung the average duration of suits is 14 days; Moozuffergurh 15 days; Montgomery 14 days; Mooltan 22 days. The Deputy Commissioner of Mooltan, in remarking on this average of 22 days, writes "which shows that the business was "expedited with due celerity and that no undue anxiety was manifested for a clear file." I may notice the average of 22 days as obtained in the Mooltan district rather indicates delay than celerity in the disposal of suits, for there appears to be no good reason, except

probably the more intricate description of suits brought forward at Mooltan, why the average of 22 days should be higher than the average of the Punjab in 1865, viz., 17 days, and higher than the average of the Punjab in 1866, viz., 19 days.

6. The result of appeals to Deputy Commissioners is thus exhibited.

| *Districts.* | | *Preferred.* | *Disposed of.* | *Pending.* |
|---|---|---|---|---|
| Mooltan, | .. | 139 | 136 | 3 |
| Jhung, | .. | 164 | 155 | 9 |
| Montgomery, | .. | 80 | 79 | 1 |
| Moozuffergurh, | .. | 189 | 186 | 3 |

At first sight it appears odd that there should have been more appeals to Deputy Commissioners in Moozuffergurh and Jhung than in Mooltan and Montgomery, but it must be recollected that suits were instituted as follows :—

| | | | 1867. |
|---|---|---|---|
| Moozuffergurh, | .. | .. | 3,423 |
| Jhung, | .. | .. | 3,419 |
| Mooltan, | .. | .. | 2,621 |
| Montgomery, | .. | .. | 2,055 |

Thus the number of appeals has fairly followed the number of suits instituted ; but of appeals to the Court of the Commissioner of the Division, the largest number, that is, 145, was from decisions of the Mooltan district. The numbers for all the districts of this Division stand thus :—

| *Districts.* | | *Preferred.* | *Disposed of.* | *Pending.* |
|---|---|---|---|---|
| Mooltan, | .. | 145 | 138 | 7 |
| Jhung, | .. | 98 | 95 | 3 |
| Montgomery, | .. | 40 | 39 | 1 |
| Moozuffergurh, | .. | 69 | 68 | 1 |
| Total, | ... | 352 | 340 | 12 |

Until appeal writers are forced to read the files of proceedings, from which their reasons for appeals should be drawn up, a good deal of error will be introduced into petitions of appeals both as to law and facts of a case. From whatever source appeal writers derive their information, a Court should have this security in disposing of reasons of appeal—that the appeal writer has correctly recorded the facts as set forth in the proceedings on which a lower Court has given its order which is appealed from.

7. I do not understand what Major Hawes means by writing—"My own opinion "is that in this district debts on loan are secured by decrees of Court instead of by bond."

8. The general result observable appears to be that Act VIII of 1859 is working favorably ; but that the new Stamp Act seems to require attention and observation as to whether it does not press too heavily on parties forced to resort to our Civil Courts for an enforcement of their just rights. Where several defendants are parties to a suit the tulubana rules press heavily both in original suits and in appeal cases.

# DERAJAT DIVISION.

**Lieutenant Colonel S. F. Graham, Commissioner and Superintendent.**

[ *Received on 14th March* 1868. ]

## PART I.—ORIGINAL SUITS.

1. During the past year the total number of cases instituted has been 13,177; of which 8,617 were Civil suits, 4,037 Regular Revenue suits, and 523 Summary suits, shewing a decrease of 1,792 cases. The decrease is chiefly observable in the Regular Revenue suits, and to a smaller extent in the Civil and Summary suits. It would seem attributable to the labor of the committee of village head men for the investigation of mortgages in the Bunnoo district, and to the new scale of stamp, &c.

2. The per-centage of cases decided by trial is 40.

3. The per-centage in favor of plaintiffs is 32; by ex parte 2 per cent.

4. The per-centage in favor of defendants is 14.

5. The per-centage on compromise is 16.

6. The per-centage on non-suits and defaults is 10.

7. The per-centage on arbitration is 5. The number of cases thus decided is 738. The per-centage in which arbitration awards were set aside is none. The per-centage confirmed in whole or in part is 98.

These figures generally compare satisfactorily with those of last year, as shewing less recklessness in the preferring of claims and in the resort to arbitration, two defects in our Civil Justice system which have been remedied by the increase of stamps and by the provisions of Act VIII of 1859.

8. The total value of Civil suits was Rs. 3,45,750-12-0; the average value of suits was Rs. 41-3-3.

The total value of Regular Revenue suits was Rs. 1,06,995-9-0, rather more than that of the previous year; the average value was Rs. 27-8-10.

The total value of Summary suits was Rs. 9,636-6-5, a great decrease on the previous year; the average value was Rs. 18-9-7.

9. The per-centage of costs to value in Civil suits was 11.

The per-centage of costs to value in Regular Revenue suits was 12.

The per-centage of costs to value in Summary suits was 7.

The costs are carefully taxed by the Reader in each Court, as laid down in Book Circular No. 83 of 1861.

10. The average duration is 18 days, compared with 24 in the previous year.

11. Only 2 per cent of cases instituted remained for disposal on 31st December 1867, or 377 cases, compared with 3 per cent or 595 cases in the previous year. Date of oldest case pending 2nd February 1867.

12. At head quarters the Courts disposed of 3,086 or 24 per cent.

The Tehseeldars disposed of 6,840 or 53 per cent.

The Naib-Tehseeldars disposed of 1,966 or 15 per cent.

The Honorary Civil Judges disposed of 908 or 7 per cent.

13. The rule which requires all suits to be instituted in the Court of the lowest grade competent to try them has been gradually relaxed, and is now abandoned by authority.

14. The number of original suits taken up by Deputy Commissioners was 70. I am myself of opinion that few Civil suits need be taken up by Deputy Commissioners, whose time is necessarily much occupied with administrative and other duties, while the experienced Assistant Commissioners are as fully equal to the duty.

15. The amount of work disposed of by the several grades of Stipendiary officers was 11,822, and Honorary 908 cases.

16. No original suits have been taken up by the Commissioner.

17. There are no Small Cause Courts in this Division.

18. My opinion of the working of Act VIII of 1859 was fully expressed in last year's report, and is confirmed by another year's experience.

## PART II.—APPEALS—TO DEPUTY COMMISSIONERS.

19. The number of appeals made to Deputy Commissioners was 793.

59 appeals were withdrawn, transferred, or struck off without trial, or 8 per cent.

122 appeals were decided in favor of appellant, or 16 per cent; of these, 86 were in whole and 36 in part.

20. 399 appeals were decided in favor of respondent, or 54 per cent.

21. 152 appeals returned for further investigation, or 20 per cent.

22. The average duration was 44 days, greatest in Bunnoo.

23. 61 cases remained for disposal, or 8 per cent.

24. The total value of Civil appeals was Rs. 12,324-8-10; the average value was Rs. 50-4-10.

The total value of Regular Revenue appeals was Rs. 10,964-8-3; the average value was Rs. 22-10-5.

The total value of Summary appeals was Rs. 75-15-0; the average value was Rs. 25-5-0.

The average cost of Civil appeals was Rs. 5-5-8, Regular Revenue appeals Rs. 2-0-10, and Summary appeals Rs. 2-6-8.

25. The new appeal rules appear to work very well.

## APPEALS—TO COMMISSIONER.

The number of appeals made to Commissioner was 482, including 52 cases pending at the close of 1866.

23 appeals were withdrawn, transferred, or struck off without trial, or 7 per cent.

38 appeals were decided in favor of appellant, or 12 per cent; of these, 27 were in whole and 11 in part.

155 appeals were disposed of in favor of respondent, or 52 per cent.

79 cases were remanded for further investigation, or 26 per cent.

The average duration was 150 days.

187 cases remained for disposal at the close of the year.

The total value of appeals was Rs. 38,461-14-3; the average value was Rs. 130-6-0.

The average cost of appeals was Rs. 9-5-7.

## PART III.—MISCELLANEOUS.

26. The number of executions of decrees was 3,475 cases.

The average duration was 112 days, compared with 133 in the previous year. For my opinion on this subject see my remarks of last year.

27. Claims to attachment of property movable and immovable was 218 cases.

28. In one case land was sold in the Dera Ismael Khan district. The present restrictions on the sale of land are I think still necessary.

29. The Sheriffs' fund in original suits and execution of decrees was Rs. 12,064-0-0, the expenditure Rs. 9,647-6-6, showing a balance of income Rs. 2,416-9-6.

The income of Postage fund was Rs. 179-0-0, the expenditure Rs. 116-0-0, leaving a balance of Rs. 63-0-0. The introduction of Act XI of 1863 into the Punjab is I think a good measure.

30. The number of deeds registered during the year was 6,203, against 6,363 in 1866.

A. The registration law is carefully attended to, and seems to work well, except in the Dera Ismael Khan district, where it has not lately been encouraged; but steps have been taken to remedy this defect, and to encourage resort to the provisions of the Registration Act.

31. This system has not been found to work satisfactorily and is almost impossible of application without justice.

32. The system of record prescribed in Book Circular 38 of 1862 is attended to; few appeals from the Courts of European officers are received in which the decisions have not been recorded in English.

33. The provisions of the Stamp Act are strictly attended to, and the increased scale has at last affected litigation but not I think to a prejudicial extent.

34. There are no Pleaders in the districts of this Division.

35. The decisions of subordinate officers have been inspected occasionally.

36. Opportunity has been generally taken of employing officers exclusively in certain departments, and the result is good where a sufficient staff of experienced officers are available for the purpose.

# PESHAWUR DIVISION.

**Major F. R. Pollock, Commissioner and Superintendent.**

[*Received on 27th February* 1868.]

## PART I.—ORIGINAL SUITS.

8,151 suits were instituted during the year, 540 were pending at the close of 1866, and 1 case was received by transfer, making in all a total number of 8,692 cases for disposal, being 1,119 less than in previous year. This decrease is chiefly in the Peshawur district, and is attributable, as the Deputy Commissioner remarks, to the prevalence of cholera and fever during the summer and autumn months of the year, which kept the people much at their homes, and made them negligent of business. Of the total number for disposal, 6,890 or 79 per cent were Civil suits, 14 per cent Regular Revenue, and 7 per cent Summary suits. In conformance with the instructions contained in notification No. 130 of 12th March 1866, all Regular and Summary suits were excluded from the Huzara returns.

The decrease in the number of suits instituted in the Huzara district is accounted for as follows by Captain Ommanney, Officiating Deputy Commissioner : —

" I. A plaintiff to institute a suit relating to marriage &c., must file it on a stamped " paper of Rs. 10 value, under Act XXVI of 1867, whereas formerly a stamped paper of " one rupee value was sufficient.

" II. As regards suits for debts on registered bonds, the operation of Judicial Com- " missioner's Circular No. 29 of 1859 has tended to lessen this class of suits, and to increase " suits for simple or parole debts.

" III. The increase in value of the institution stamp in petitions of plaint under " Act XXVI of 1867, has tended to induce parties to save themselves the expenses of " stamped documents, and to rely on oral agreements and contracts; also the greater atten- " tion paid to evasions of the Stamp Law, have made parties cautious in producing deeds " on plain or insufficiently stamped paper."

In the Peshawur district 3,941 or 62 per cent of the suits instituted were on account of money due on contract, and there were 655 suits relating to mortgage of immoveable property, of which 524 were for land only.

Only 18 suits were instituted in the Kohat district, regarding mortgage of land.

Per-centage decided by trial.

The per-centage of cases decided by trial was 42, to 46 in 1866 ; there were 2,624 or 32 per cent decided in favor of plaintiff, i. e. 20 per cent in whole, and 12 per cent in part.

Of the entire number of cases for disposal, 15 per cent was struck off without trial, namely, 492 were adjusted and withdrawn, 154 non-suited, 684 dismissed on default, and one was transferred.

2,684 cases or 30 per cent were decided without being contested in Court, viz : by confession 1,792, ex parte 446, by compromise and consent 847, and by arbitration 399, of which 317 were in favor of plaintiff.

As compared with previous year, there was a slight increase in the number of cases settled by arbitration. Judgments were made according to the awards in Peshawur district, and in Huzara 4 per cent of the awards was set aside.

Aggregate and average value of original suits.

The aggregate value of original suits was Rs. 3,92,660, and the average value of each was Rs. 47-7-3. The per-centage of costs to value was Rs. 11. The Deputy Commissioner of Huzara states that costs are taxed in accordance with Book Circular No. 83 of 1861, and Section 188 Act VIII of 1859. The Deputy Commissioners of the other two districts have not noticed the subject, but costs are taxed in conformance with the rules in force, and the matter receives attention.

General average duration.

The average duration of each case was very high in Huzara, being 26 days, against 23 in 1866. It appears that the average has been raised owing to two cases of a difficult nature having remained pending in the Deputy Commissioner's Court for a long time.

The average duration in the other two districts is satisfactory.

Per-centage of cases remaining for disposal.

There were 416 cases or nearly 5 per cent remaining for disposal at close of year, viz:

| | |
|---|---|
| In Peshawur district, .. ... | 359 |
| „ Huzara do. .. .. .. | 52 |
| „ Kohat do .. .. .. | 5 |
| Total, .. .. | 416 |

The date of oldest case pending in the Division is 24th July 1867, in the Court of the Extra Assistant Commissioner Huzara. The reasons assigned are that this as well as other cases pending above two months were referred to arbitrators, and the changes in the post of Extra Assistant Commissioner most probably interfered with their disposal. The date of oldest case pending in Court of Deputy Commissioner Peshawur is 22nd August 1867.

Amount of work disposed of by each grade of officers.

The subjoined table will shew the work done by each grade of officers:—

| GRADE. | Peshawur. | Huzara. | Kohat. |
|---|---|---|---|
| Deputy Commissioner, ... ... ... | 39 | 3 | 25 |
| Assistant do. with full powers, ... | 997 | 260 | 122 |
| Do. do. with special powers, ... | ... | 32 | 53 |
| Do. do. with ordinary powers, | 147 | 136 | 99 |
| Tehseeldars, ... ... ... ... ... | 1,719 | 785 | 208 |
| Honorary Civil Judges, ... ... | 8 | ... | ... |
| Judge Small Cause Court, ... ... ... | 2,472 | ... | ... |
| Cantonment do., ... ... ... ... | 965 | ... | ... |
| Total, ... ... ... | 6,347 | 1,216 | 713 |

The Deputy Commissioner of Peshawur took up and disposed of 39 cases. I do not think it advisable that the District Officer should burthen himself with Civil work, if any other subordinate can be found to dispose of it, excepting in very important and difficult cases. It is imperatively necessary that he should have his hands free as much as possible, so that he may confine himself to administrative work, general supervision, and border management, and to the disposal of all disputes tending to lead to complications. Mr. Woodward disposed of 64 cases in addition to the larger number of 2,472 that were instituted in the Small Cause Court.

There is a marked increase in the number of suits brought forward in that Court as compared with previous year, which tends to show that it maintains its well deserved popularity, and possesses the confidence of the people.

A great many of the cases are no doubt of a trivial nature, such as petty debts for instance, but to dispose of these in a satisfactory manner is no easy task, owing to the evidence being mostly delivered in Pushtoo, and great tact and patience are necessary—which the present incumbent possesses in no slight degree.

The Cantonment Magistrate, Major Elwyn, also performed a good share of work, having disposed of 965 cases.

Beharee Lall disposed of 582 cases, viz: 141 as Officiating Extra Assistant Commissioner and 441 as Tehseeldar.

Of the officers at the sudder station Colonel Dhunraj, Extra Assistant Commissioner, disposed of the largest amount of Civil work.

In the Court of the Honorary Civil Judge, Syud Ayoodeen, only 12 cases were disposed of.

In the Huzara district, 3 cases were disposed of by the Deputy Commissioner.

Of the officers at the sudder station the largest share of work was disposed of by Lieutenant Lang, Assistant Commissioner.

Lieutenant Connolly and Lieutenant Wood disposed of a fair share, having taken up 69 and 67 cases respectively.

Abdool Russool, Extra Assistant Commissioner, and Gholam Mortuza, Tehseeldar, disposed of more than an average share.

In the Court of the Officiating Deputy Commissioner of Kohat, 25 original cases were disposed of.

The work was fairly distributed between the other officers, with the exception of Pundit Radha Kishen, who disposed of 289 cases, or more than one-third of the entire Civil work.

No difficulty is experienced in the working of Act VIII of 1859.

## PART II.—APPEALS—TO DEPUTY COMMISSIONERS.

The number of appeals instituted during the year under review was 290, plus 256 pending at close of 1866, making a total of 546 for disposal. Of these, 8 were struck off without trial, 58 or 10 per cent were decided in favor of appellant, 206 or 38 per cent in

favor of respondent, and 74 or 13 per cent returned for reinvestigation, leaving 40 cases pending at close of year.

The average duration of each appeal was, for Peshawur district 164 days, Huzara 19 days, and Kohat 25 days.

Undoubtedly the average for the district of Peshawur is very high, and is much to be regretted; repeated explanations have already been given in special reports regarding the non-disposal of long pending cases, and it is hoped that the average for current year will be brought down to a minimum.

The Deputy Commissioner of Kohat states that the high average in his district was caused principally by some land cases in Shukkurdurrah which remained pending on the file until he visited the Pergunnah, when they were disposed of on the spot.

The average of the Huzara district is the same as in 1866, but there is room for improvement.

The aggregate value of the appeal cases in Civil suits was—

| | | |
|---|---|---|
| Peshawur district, | .. .. | Rs. 5,157 |
| Huzara, | .. .. .. ... | „ 1,882 |
| Kohat, | ... .. .. .. | „ 266 |
| Total, | ... .. | „ 7,305 |

The aggregate value of Regular Revenue and Summary suits was—

| | | |
|---|---|---|
| Peshawur district, | .. .. | Rs. 5,841-0-0 |
| Huzara, | .. .. ... .. | „ 0-0-0 |
| Kohat, | ... .. .. .. | „ 360-0-0 |
| Total, | ... | „ 6,201-0-0 |

The aggregate cost of the appeals disposed of amounted to Rs. 982 for the whole Division, and the average cost of each was Rs. 2-12-10, against Rs. 3-2-7 in 1866.

The Deputy Commissioner of Huzara states that the appeal rules, as prescribed by Notification of Punjab Government No. 1225 of 26th September, 1866, are acted up to. The other two Deputy Commissioners have not noticed the subject, but the rules appear to work satisfactorily.

## APPEALS—TO COMMISSIONER.

The number of appeals for disposal in my own Court was 405 cases, namely, 321 instituted during the year, and 84 remained undisposed of at close of 1866. Of these, 55 or 16 per cent were decided in favor of appellant, and 216 or 63 per cent in favor of respondent. The per-centage remanded for further investigation was 19, and 2 cases were struck off without trial.

Nearly 15 per cent or 60 cases remained undisposed of at close of 1867.

Duration of appeals.

The average duration of each appeal was 74 days, and the date of oldest case pending was 22nd April 1867.

The aggregate value was, for—

| | | |
|---|---|---|
| Civil suits, .. ... .. | Rs. | 30,586 |
| Regular Revenue, .. .. | „ | 12,043 |
| Summary suits, .. .. .. | „ | 837 |
| Total, .. .. | „ | 43,466 |

The average value of all suits disposed of was Rs. 126, and the average cost was Rs. 7-7-10.

## PART III.—MISCELLANEOUS.

The number of applications for execution of decrees for disposal was 3,140, amounting to Rs. 1,53,199, namely, 2,889 cases instituted during the year, plus 251 that remained undisposed of at close of 1866. Of these, 2,969 were disposed of, leaving only 171 pending at close of year.

The number of decrees completely executed was, by payment voluntarily 19 per cent, by ditto on arrest 15 per cent, by attachment and sale of property 21 per cent.

In Peshawur district, force had in almost all instances to be resorted to, to compel execution.

The average time elapsing from date of application to date of final order was, in complete execution 22, in partial ditto 22, and in defaults and other cases 26 days.

In 22 cases hereditary or joint acquired property in land was sold in Peshawur district, and in 22 others real property was sold.

One dwelling house and two shops were sold in the Huzara district in execution of decrees.

In the Kohat district a small house was sold, with consent of the owner, to liquidate a debt.

Care has been taken in this Division that no ancestral or real property was sold, unless under very special circumstances, and where there was no other alternative.

| | | |
|---|---|---|
| The income from tulabana was, .. .. .. | Rs. | 9,426 |
| and the expenditure, .. .. .. ... | „ | 6,951 |
| leaving a balance of ... .. .. .. | „ | 2,475 |

In Peshawur district there was a deficit of Rs. 18-7 on account postage fund. In Huzara the income was Rs. 31-8-0 and the expenditure Rs. 25-4-0, leaving a balance of Rs. 6-4-0.

The number of deeds registered during the year was 2,636, against 2,494 in 1866, and the amount of fees realized was Rs. 2429-8-0, being an increase of Rs. 328-5-0 as compared with previous year.

The result is satisfactory as tending to show that the people are beginning to be cautious in their dealings, and the benefits to be derived from registration will doubtless be apparent to all classes in a few years hence. Only in the Huzara district have wills been registered, and there only two. The registration of betrothals should I think be encouraged, as there is always much litigation on their account, and the evidence in most cases is very conflicting; only one case was registered during the whole year.

Working of the law regarding bonds and account books.

This subject has only been noticed by the Deputy Commissioner of Kohat, who states that the book accounts produced by the better class of traders, in the town of Kohat, are tolerably correctly kept, but those brought forward for inspection of the Courts by the shop-keepers in the interior of the district are hardly deserving of the name of accounts.

Working of the system of record.

The Deputy Commissioner of Peshawur states that Mr. Woodward, Judge of Small Cause Court, appears to have an admirable way of recording the pith of the evidence in cases that come before him, and stating clearly and concisely the reasons for his decisions. Mr. Gardiner and Mr. Roberts are also noticed for the careful manner in which they prepare their records.

In the Huzara district the system is carefully acted up to, and the Deputy Commissioner specially mentions Lieutenant Lang for the neatness and soundness of his records. The prescribed system is also carried out in the Kohat district. Both Honorary Magistrates and the Tehseeldar of Hungoo are unable to read and write, and as mentioned in my Criminal report, they labor under a great disadvantage in not being able to write autograph judgments.

Working of Stamp Laws &c.,

Regarding this subject the Deputy Commissioner of Peshawur writes—" that the " new stamp laws on their first introduction acted as a check on " litigation, the people are however getting accustomed to them, " and I believe that now only frivolous suits and unreasonable appeals are checked by the " enhanced rate of stamp duty." In this I concur.

In Peshawur district, the decisions of subordinate officers have not been sufficiently inspected, with the exception of Mr. Roberts', who is the only officer not exercising full powers.

In district of Kohat, the files of the subordinate Civil Courts have occasionally been called for, and inspected, and irregularities pointed out where they have been found to exist.

## PART IV.—SOCIAL ASPECT OF CIVIL COURTS.

Under this head, I shall quote in extenso the remarks of the Deputy Commissioner of Kohat, which are also in a great measure applicable to the whole Division:—

" Disputes relating to land, ordinary parole and book debts, suits relating to breach " of marriage contracts, and such like cases, are the principal matters brought before the " Civil Courts of the Kohat district for adjustment. In many cases the mere fact of insti- " tuting a case in Court induces the debtor to compromise the matter out of Court, with the " aid of the village head-men, and applications for time to do so are constantly being made; " many cases are thus adjusted to the satisfaction of both parties, and prevent after disputes " which often arise even in the most trivial cases. This consequently tends to a rather " high average in the duration of cases."

# APPENDIX NO. I.

## ENTIRE CIVIL BUSINESS

## DURING 1866 AND 1867.

## GENERAL COMPARATIVE STATEMENT OF THE ENTIRE CIVIL BUSINESS

| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | Number of Cases on the File. | | | | Cases withdrawn, transferred or struck off without Trial or Decree. | | | | | Cases | | |
| | | | | | | | | | | | | Without Contest | | |
| No | Division. | Districts. | Pending at the end of last year. | Instituted during the year. | Received by transfer. | Total for disposal. | Adjusted and withdrawn. | Non-suited. | Dismissed on default. | Transferred. | Total | Exparte. | By confession. | By compromise and consent. |
| 1 | Delhi | Delhi, ... 1866 | 154 | 5,101 | ... | 5,255 | 956 | 29 | 347 | 25 | 1,357 | 202 | 1,449 | . |
| | | 1867 | 201 | 4,935 | 21 | 5,157 | 500 | 17 | 313 | 21 | 851 | 286 | 1,151 | 609 |
| 2 | | Goorgaon, ... 1866 | 45 | 2,445 | ... | 2,490 | 557 | ... | 169 | 2 | 728 | 53 | 686 | . |
| | | 1867 | 84 | 1,710 | ... | 1,794 | 208 | ... | 188 | ... | 396 | 58 | 442 | 203 |
| 3 | | Kurnal, ... 1866 | 59 | 2,482 | ... | 2,541 | 631 | 16 | 97 | 3 | 747 | 35 | 637 | ... |
| | | 1867 | 66 | 1,932 | ... | 1,998 | 432 | ... | 159 | ... | 591 | 138 | 497 | 45 |
| | | Total, .. 1866 | 258 | 10,028 | ... | 10,286 | 2,144 | 45 | 613 | 30 | 2,832 | 290 | 2,772 | .. |
| | | 1867 | 351 | 8,577 | 21 | 8,949 | 1,140 | 17 | 660 | 21 | 1,838 | 482 | 2,090 | 857 |
| | | Difference, ... | +93 | −1,451 | +21 | −1,337 | −1,004 | −28 | +47 | −9 | −994 | +192 | −682 | +857 |
| 4 | Hissar | Hissar, .. 1866 | 25 | 1,953 | 3 | 1,981 | 504 | 1 | 71 | ... | 576 | 48 | 583 | ... |
| | | 1867 | 11 | 1,533 | ... | 1,544 | 338 | ... | 124 | ... | 462 | 85 | 428 | 35 |
| 5 | | Rohtuck, . 1866 | 7 | 2,141 | 5 | 2,153 | 442 | 7 | 110 | ... | 559 | 70 | 593 | ... |
| | | 1867 | 13 | 1,485 | ... | 1,498 | 277 | 27 | 71 | . | 375 | 86 | 316 | 126 |
| 6 | | Sirsa, ... 1866 | 27 | 1,263 | 1 | 1,291 | 316 | 8 | 99 | 4 | 427 | 57 | 226 | ... |
| | | 1867 | 39 | 904 | 1 | 944 | 166 | ... | 105 | 2 | 273 | 65 | 224 | 7 |
| | | Total, .. 1866 | 59 | 5,357 | 9 | 5,425 | 1,262 | 16 | 280 | 4 | 1,562 | 175 | 1,402 | ... |
| | | 1867 | 63 | 3,922 | 1 | 3,986 | 781 | 27 | 300 | 2 | 1,110 | 236 | 968 | 168 |
| | | Difference, ... | +4 | −1,435 | −8 | −1,439 | −481 | +11 | +20 | −2 | −452 | +61 | −434 | +168 |
| 7 | Umballa | Umballa, ... 1866 | 286 | 8,167 | 5 | 8,908 | 1,644 | 90 | 678 | 11 | 2,423 | 251 | 1,607 | ... |
| | | 1867 | 246 | 7,472 | ... | 7,718 | 988 | 119 | 968 | 5 | 2,080 | 487 | 1,303 | 355 |
| 8 | | Loodiana, .. 1866 | 135 | 6,955 | ... | 7,090 | 1,483 | 36 | 527 | 2 | 2,048 | 120 | 1,944 | . |
| | | 1867 | 109 | 6,090 | 3 | 6,202 | 185 | 21 | 549 | ... | 755 | 154 | 1,825 | 1,111 |
| 9 | | Simla, ... 1866 | 51 | 2,286 | 2 | 2,339 | 276 | 87 | 161 | 2 | 476 | 275 | 333 | . |
| | | 1867 | 26 | 1,838 | ... | 1,864 | 17 | 54 | 197 | 3 | 271 | 168 | 207 | 230 |
| | | Total, 1866 | 472 | 17,858 | 7 | 18,337 | 3,403 | 163 | 1,366 | 15 | 4,947 | 646 | 3,884 | ... |
| | | 1867 | 381 | 15,400 | 3 | 15,784 | 1,190 | 194 | 1,714 | 8 | 3,106 | 809 | 3,335 | 1,696 |
| | | Difference, ... | −91 | −2,458 | −4 | −2,553 | −2,213 | +31 | +348 | −7 | −1,841 | +163 | −449 | +1,696 |
| 10 | Jullundur | Jullundur, ... 1866 | 567 | 11,394 | 3 | 11,964 | 1,628 | 48 | 1,365 | 5 | 3,046 | 380 | 2,795 | .. |
| | | 1867 | 594 | 10,191 | ... | 10,785 | 1,328 | 3 | 1,630 | 2 | 2,963 | 376 | 2,507 | 347 |
| 11 | | Hoosheyarpoor, 1866 | 560 | 12,989 | 1 | 13,550 | 2,574 | 46 | 576 | 1 | 3,197 | 171 | 2,836 | . |
| | | 1867 | 465 | 10,853 | 6 | 11,324 | 1,961 | 81 | 796 | 4 | 2,842 | 216 | 2,460 | 568 |
| 12 | | Kangra, ... 1866 | 171 | 4,300 | 2 | 4,473 | 664 | 18 | 204 | 69 | 949 | 101 | 1,086 | ... |
| | | 1867 | 181 | 3,476 | 58 | 3,715 | 361 | 29 | 334 | 17 | 741 | 114 | 712 | 220 |
| | | Total, ... 1866 | 1,298 | 28,683 | 6 | 30,187 | 4,866 | 112 | 2,145 | 69 | 7,192 | 652 | 6,717 | |
| | | 1867 | 1,240 | 24,520 | 64 | 25,824 | 3,650 | 113 | 2,760 | 23 | 6,546 | 706 | 5,679 | 1,135 |
| | | Difference, .. | −58 | −4,163 | +58 | −4,363 | −1,216 | +1 | +615 | −46 | −646 | +54 | −1,038 | +1,135 |
| 13 | Umritsur | Umritsur, ... 1866 | 478 | 12,226 | 2 | 12,706 | 1,491 | 860 | 2,747 | 11 | 4,615 | 389 | 1,716 | ... |
| | | 1867 | 558 | 11,209 | 231 | 11,998 | 275 | 68 | 2,376 | 106 | 2,825 | 594 | 2,065 | 1,147 |
| 14 | | Goordaspoor, 1866 | 535 | 7,647 | 3 | 8,185 | 1,662 | 53 | 689 | 7 | 2,411 | 112 | 1,647 | ... |
| | | 1867 | 474 | 5,101 | 1 | 5,576 | 202 | 3 | 876 | 2 | 1,084 | 179 | 726 | 721 |
| 15 | | Sealkote, ... 1866 | 379 | 6,408 | 15 | 6,802 | 1,380 | 22 | 595 | 10 | 2,016 | 126 | 1,827 | .. |
| | | 1867 | 227 | 5,571 | 15 | 5,813 | 794 | 17 | 1,067 | 2 | 1,880 | 483 | 2,505 | 497 |
| | | Total, . 1866 | 1,392 | 26,283 | 20 | 27,695 | 4,542 | 441 | 4,031 | 28 | 9,042 | 627 | 5,190 | .. |
| | | 1867 | 1,259 | 24,881 | 247 | 26,387 | 1,272 | 88 | 4,319 | 110 | 5,789 | 1,256 | 5,296 | 2,365 |
| | | Difference, ... | −133 | −1,402 | +227 | −1,308 | −3,270 | −353 | +288 | +82 | −3,253 | +629 | +106 | +2,365 |

# NO. I.

## OF THE DISTRICTS OF THE PUNJAB DURING 1866 AND 1867

| 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 | 25 | 26 | 27 | 28 | 29 | 30 | 31 | 32 | 33 | 34 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| IN WHICH DECREE PASSED. | | | | | | | | | | | | | | | | | | |
| IN COURT. | | | CONTESTED CASES TRIED AND DECIDED IN COURT. | | | | | | | | | | | | | | | |
| By Arbitration. | | | In favor of Plaintiffs. | | | | | | | | | | | | | | | |
| In favor of Plaintiffs. | In favor of Defendants. | TOTAL. | In whole. | In part. | In favor of defendants, objectors or insolvents. | TOTAL. | GRAND TOTAL DISPOSED OF. | Number of cases pending. | Date of oldest case pending. | Average duration. | Average duration of: Cases struck off in default. | Cases uncontested in Court. | Cases contested in Court. | Number of summonses to parties to appear in person. | Number of parties who appeared. | Number of summonses to witnesses to appear. | Number of witnesses who appeared. | Average number of hearings in each case. |
| 148 | 47 | 1,846 | 893 | 530 | 428 | 1,851 | 5,054 | 201 | 24th Octr. '65, | 19 | ... | ... | ... | ... | ... | ... | ... | ... |
| 111 | 54 | 2,211 | 866 | 495 | 468 | 1,829 | 4,891 | 266 | 8th Janv. '66, | 17 | 13 | 14 | 24 | 7,615 | 6,795 | 5,575 | 6,082 | 4 |
| 81 | 24 | 844 | 447 | 150 | 237 | 834 | 2,406 | 84 | 8th Augt. '66, | 16 | ... | ... | ... | ... | ... | ... | ... | ... |
| 50 | 17 | 770 | 349 | 102 | 123 | 574 | 1,740 | 54 | 16th " '67, | 16 | 13 | 14 | 20 | 3,921 | 3,279 | 3,076 | 2,671 | 9 |
| 132 | 30 | 834 | 411 | 154 | 329 | 894 | 2,475 | 66 | 31st " '66, | 20 | ... | ... | ... | ... | ... | ... | ... | ... |
| 57 | 15 | 752 | 273 | 107 | 223 | 603 | 1,946 | 52 | 7th Novr. '67, | 17 | 15 | 15 | 24 | 3,600 | 3,624 | 3,009 | 2,996 | 3 |
| 361 | 101 | 3,524 | 1,751 | 834 | 994 | 3,879 | 9,935 | 351 | ... | 19 | ... | ... | ... | ... | ... | ... | ... | ... |
| 218 | 86 | 3,733 | 1,488 | 704 | 814 | 3,006 | 8,577 | 372 | ... | 18 | 14 | 14 | 23 | 15,136 | 13,698 | 11,660 | 11,749 | ... |
| −143 | −15 | +209 | −263 | −130 | −180 | −873 | −1,358 | +21 | ... | −1 | ... | ... | ... | ... | ... | ... | ... | ... |
| 119 | 24 | 774 | 275 | 107 | 238 | 620 | 1,970 | 11 | 13th Octr. '66, | 16 | ... | ... | ... | ... | ... | ... | ... | ... |
| 64 | 14 | 626 | 195 | 70 | 160 | 425 | 1,513 | 31 | 12th " '67, | 16 | 14 | 14 | 22 | 5,166 | 4,014 | 1,031 | 2,196 | 2 |
| 70 | 25 | 758 | 377 | 158 | 288 | 823 | 2,140 | 13 | 27th Augt. '66, | 12 | ... | ... | ... | ... | ... | ... | ... | ... |
| 41 | 9 | 578 | 249 | 106 | 177 | 532 | 1,485 | 13 | 26th " '67, | 14 | 12 | 11 | 17 | 1 | 3,925 | 861 | 1,977 | 3 |
| 53 | 12 | 348 | 140 | 145 | 192 | 477 | 1,252 | 39 | 15th Novr. '66, | 20 | ... | ... | ... | ... | ... | ... | ... | ... |
| 34 | 6 | 336 | 117 | 74 | 124 | 315 | 924 | 20 | 18th " '67, | 15 | 14 | 13 | 18 | 1,779 | 1,914 | 386 | 858 | 3 |
| 242 | 61 | 1,880 | 792 | 410 | 718 | 1,920 | 5,362 | 63 | ... | 15 | ... | ... | ... | ... | ... | ... | ... | ... |
| 139 | 29 | 1,540 | 561 | 250 | 461 | 1,272 | 3,922 | 64 | ... | 15 | 13 | 13 | 20 | 6,946 | 9,833 | 2,298 | 5,031 | ... |
| −103 | −22 | −340 | −231 | −160 | −257 | −648 | −1,440 | +1 | ... | .. | ... | ... | ... | ... | ... | ... | ... | ... |
| 765 | 143 | 2,766 | 1,383 | 888 | 1,202 | 3,473 | 8,662 | 246 | 28th May '66, | 17 | ... | ... | ... | ... | ... | ... | ... | ... |
| 365 | 125 | 2,635 | 1,099 | 642 | 1,050 | 2,791 | 7,506 | 212 | 20th Augt. '67, | 16 | 13 | 15 | 20 | 22,417 | 18,869 | 16,747 | 15,379 | 3 |
| 215 | 52 | 2,331 | 1,044 | 489 | 1,069 | 2,602 | 6,981 | 109 | 9th Octr. '66, | 13 | ... | ... | ... | ... | ... | ... | ... | ... |
| 139 | 46 | 3,275 | 859 | 391 | 776 | 2,026 | 6,056 | 146 | 31st " '67, | 11 | 12 | 9 | 23 | 13,716 | 13,523 | 5,210 | 7,677 | 2 |
| 134 | 18 | 760 | 664 | 327 | 86 | 1,077 | 2,313 | 26 | 1st Augt. '66, | 13 | ... | ... | ... | ... | ... | ... | ... | ... |
| 86 | 28 | 719 | 489 | 287 | 98 | 824 | 1,814 | 50 | 1st " '66. | 14 | 19 | 14 | 12 | 2,861 | 1,591 | 327 | 323 | 2 |
| 1,114 | 213 | 5,867 | 3,091 | 1,704 | 2,357 | 7,152 | 17,866 | 381 | ... | 15 | ... | ... | ... | ... | ... | ... | ... | ... |
| 590 | 199 | 6,629 | 2,447 | 1,270 | 1,924 | 5,641 | 15,376 | 408 | ... | 14 | 14 | 12 | 16 | 38,994 | 33,983 | 22,384 | 23,379 | ... |
| −524 | −14 | +772 | −644 | −434 | −433 | −1,511 | −2,580 | +27 | ... | −1 | ... | ... | ... | ... | ... | ... | ... | ... |
| 769 | 203 | 4,147 | 1,160 | 1,175 | 1,842 | 4,177 | 11,370 | 594 | 9th Augt. '66, | 21 | ... | ... | ... | ... | ... | ... | ... | ... |
| 618 | 209 | 4,057 | 1,076 | 683 | 1,553 | 3,312 | 10,332 | 453 | 7th May '67, | 20 | 19 | 17 | 23 | 18,397 | 15,108 | 12,626 | 10,917 | 3 |
| 584 | 154 | 3,745 | 2,113 | 1,742 | 2,288 | 6,143 | 13,085 | 465 | 31st May, '66, | 16 | ... | ... | ... | ... | ... | ... | ... | ... |
| 385 | 154 | 3,783 | 1,678 | 1,131 | 1,453 | 4,262 | 10,887 | 437 | 10th June '67, | 15 | 13 | 13 | 17 | 19,267 | 20,466 | 14,143 | 13,761 | 1 |
| 360 | 65 | 1,612 | 525 | 689 | 717 | 1,931 | 4,492 | 181 | 2nd July '66, | 19 | ... | ... | ... | ... | ... | ... | ... | ... |
| 229 | 36 | 1,311 | 546 | 620 | 386 | 1,552 | 3,604 | 111 | 28th Augt. '67, | 18 | 19 | 16 | 19 | 5,772 | 6,001 | 5,263 | 5,426 | 3 |
| 1,713 | 422 | 9,504 | 3,798 | 3,606 | 4,847 | 12,251 | 28,947 | 1,240 | ... | 19 | ... | ... | ... | ... | ... | ... | ... | ... |
| 1,232 | 399 | 9,151 | 3,300 | 2,434 | 3,892 | 9,126 | 24,823 | 1,001 | ... | 18 | 12 | 15 | 19 | 43,436 | 41,570 | 32,032 | 30,104 | ... |
| −481 | −23 | −353 | −498 | −1,172 | −1,455 | −3,125 | −4,124 | −239 | ... | −1 | ... | ... | ... | ... | ... | ... | ... | ... |
| 759 | 233 | 3,097 | 1,733 | 1,059 | 1,646 | 4,438 | 12,150 | 558 | 17th Mar. '66, | 20 | ... | ... | ... | ... | ... | ... | ... | ... |
| 375 | 114 | 4,295 | 1,885 | 1,274 | 1,618 | 4,177 | 11,297 | 701 | 1st May '66, | 18 | 20 | 15 | 21 | 22,098 | 17,428 | 20,673 | 16,816 | 1 |
| 340 | 57 | 2,156 | 1,126 | 1,046 | 972 | 3,144 | 7,711 | 474 | 14th May '66, | 26 | ... | ... | ... | ... | ... | ... | ... | ... |
| 97 | 14 | 1,737 | 918 | 850 | 889 | 2,652 | 5,473 | 103 | 2nd Octr. '67, | 29 | 26 | 24 | 35 | 12,718 | 11,876 | 7,4[illegible] | [illegible] | 3 |
| 362 | 64 | 2,379 | 803 | 720 | 657 | 2,180 | 6,575 | 227 | 2nd " '66, | 17 | ... | ... | ... | ... | ... | ... | ... | ... |
| 361 | 37 | 3,883 | 1,195 | 934 | 706 | 2,835 | 8,598 | 215 | 1st Augt. '67. | 15 | 14 | 14 | 17 | 14,913 | 11,792 | 16,037 | 13,478 | 3 |
| 1,461 | 354 | 7,632 | 3,662 | 2,825 | 3,875 | 9,562 | 26,436 | 1,459 | ... | 21 | ... | ... | ... | ... | ... | ... | ... | ... |
| 833 | 165 | 9,915 | 3,493 | 3,058 | 3,113 | 9,664 | 25,368 | 1,019 | ... | 20 | 17 | 16 | 24 | 49,729 | 47,096 | 44,170 | 38,013 | ... |
| −528 | −189 | +2,283 | −169 | +233 | −162 | +102 | −1,068 | −440 | ... | −1 | ... | ... | ... | ... | ... | ... | ... | ... |

| 1 | 2 | 3 | | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | Number of Cases on the File. | | | | Cases withdrawn, transferred or struck off without Trial or Decree. | | | | | Cases | | |
| | | | | | | | | | | | | | Without contest | | |
| No. | Division. | Districts. | | Pending at the end of last year. | Instituted during the year. | Received by transfer. | Total for disposal. | Adjusted and withdrawn. | Non-suited. | Dismissed on default. | Transferred. | Total. | Exparte. | By confession. | By compromise and consent. |
| 16 | Lahore | Lahore, ... | 1866, | 319 | 11,556 | 6 | 11,881 | 1,995 | 262 | 1,320 | 10 | 3,587 | 558 | 2,929 | ... |
| | | | 1867, | 355 | 9,053 | ... | 9,408 | 92 | 48 | 1,466 | 9 | 1,615 | 617 | 1,981 | 1,471 |
| 17 | | Goojranwalla, | 1866, | 195 | 4,483 | 6 | 4,684 | 998 | 62 | 648 | 12 | 1,720 | 65 | 1,014 | ... |
| | | | 1867, | 91 | 3,756 | 2 | 3,849 | 123 | 14 | 567 | 1 | 705 | 180 | 1,004 | 461 |
| 18 | | Ferozepore, | 1866, | 310 | 7,379 | 1 | 7,690 | 1,419 | 14 | 700 | 6 | 2,139 | 117 | 1,886 | ... |
| | | | 1867, | 237 | 6,861 | 2 | 7,100 | 621 | 8 | 1,146 | 36 | 1,811 | 210 | 1,631 | 389 |
| | | Total, ... | 1866, | 824 | 23,413 | 13 | 24,255 | 4,412 | 338 | 2,668 | 28 | 7,446 | 740 | 5,829 | ... |
| | | | 1867, | 683 | 19,670 | 4 | 20,357 | 836 | 70 | 3,179 | 46 | 4,131 | 1,007 | 4,616 | 2,321 |
| | | Difference, ... | | −141 | −3,748 | −9 | −3,898 | −35,576 | −268 | +501 | +18 | −3,315 | +267 | −1,213 | +2,321 |
| 19 | Rawul Pindee | Rawul Pindee, | 1866, | 205 | 6,468 | 2 | 6,675 | 1,166 | 107 | 575 | 6 | 1,854 | 250 | 1,533 | ... |
| | | | 1867, | 64 | 6,083 | 4 | 6,151 | 632 | 36 | 986 | 1 | 1,655 | 452 | 1,390 | 174 |
| 20 | | Jhelum, ... | 1866, | 205 | 3,825 | 1 | 4,031 | 862 | 38 | 471 | 4 | 1,375 | 36 | 367 | ... |
| | | | 1867, | 91 | 3,139 | 1 | 3,231 | 224 | 17 | 473 | 3 | 717 | 80 | 290 | 339 |
| 21 | | Goojerat, ... | 1866, | 92 | 3,746 | 3 | 3,841 | 643 | 65 | 376 | 26 | 1,110 | 44 | 696 | ... |
| | | | 1867, | 47 | 3,029 | ... | 3,078 | 290 | 9 | 425 | ... | 724 | 100 | 724 | 112 |
| 22 | | Shahpoor, ... | 1866, | 224 | 3,315 | 1 | 3,540 | 1,229 | 31 | 377 | 6 | 1,643 | 52 | 682 | ... |
| | | | 1867, | 108 | 3,157 | ... | 3,265 | 83 | 4 | 499 | ... | 586 | 135 | 667 | 713 |
| | | Total, ... | 1866, | 726 | 17,354 | 7 | 18,087 | 3,900 | 241 | 1,799 | 42 | 5,982 | 382 | 3,278 | ... |
| | | | 1867, | 312 | 15,408 | 5 | 15,725 | 1,229 | 66 | 2,383 | 4 | 3,682 | 767 | 3,071 | 1,338 |
| | | Difference, ... | | −414 | −1946 | −2 | −2,362 | −2,671 | −175 | +584 | −38 | −2,300 | +385 | −207 | +1,338 |
| 23 | Derajat | Bunnoo, ... | 1866, | 208 | 4,946 | 1 | 5,155 | 953 | 89 | 244 | ... | 1,286 | 18 | 390 | ... |
| | | | 1867, | 264 | 4,241 | ... | 4,505 | 132 | 16 | 204 | ... | 352 | 44 | 365 | 751 |
| 24 | | D. I. Khan, ... | 1866, | 352 | 5,056 | ... | 5,408 | 1,194 | 47 | 308 | 3 | 1,552 | 155 | 1,261 | ... |
| | | | 1867, | 160 | 4,393 | 1 | 4,554 | 619 | 33 | 403 | 2 | 1,057 | 226 | 968 | 533 |
| 25 | | D. G. Khan, ... | 1866, | 131 | 4,275 | ... | 4,406 | 736 | 266 | 359 | ... | 1,361 | 24 | 1,286 | ... |
| | | | 1867, | 171 | 3,947 | ... | 4,118 | 56 | 182 | 459 | 1 | 698 | 43 | 1,055 | 766 |
| | | Total, ... | 1866, | 691 | 14,277 | 1 | 14,969 | 2,883 | 402 | 911 | 3 | 4,199 | 197 | 2,927 | ... |
| | | | 1867, | 595 | 12,581 | 1 | 13,177 | 807 | 231 | 1,066 | 3 | 2,107 | 313 | 2,388 | 2,050 |
| | | Difference, ... | | −96 | −1,696 | ... | −1,792 | −2,076 | −171 | +155 | ... | −2,092 | +116 | −639 | +2,050 |
| 26 | Mooltan | Mooltan, ... | 1866, | 140 | 3,074 | 2 | 3,216 | 485 | 22 | 386 | 2 | 895 | 67 | 809 | ... |
| | | | 1867, | 82 | 2,621 | ... | 2,703 | 70 | 20 | 336 | ... | 426 | 140 | 592 | 347 |
| 27 | | Jhung, ... | 1866, | 191 | 3,353 | ... | 3,544 | 510 | 22 | 612 | ... | 1,144 | 83 | 939 | ... |
| | | | 1867, | 60 | 3,419 | 1 | 3,480 | 367 | 7 | 644 | 1 | 1,019 | 161 | 1,026 | 304 |
| 28 | | Montgomery, | 1866, | 6 | 2,619 | 2 | 2,627 | 466 | 1 | 301 | 2 | 770 | 152 | 514 | ... |
| | | | 1867, | 10 | 2,055 | 4 | 2,069 | 178 | 3 | 367 | 1 | 549 | 211 | 453 | 146 |
| 29 | | Moozuffergurh, | 1866, | 86 | 3,935 | ... | 4,021 | 757 | 11 | 497 | ... | 1,265 | 28 | 1,376 | ... |
| | | | 1867, | 127 | 3,423 | ... | 3,550 | 308 | 7 | 622 | ... | 937 | 63 | 1,223 | 323 |
| | | Total, ... | 1866, | 423 | 12,981 | 4 | 13,408 | 2,218 | 56 | 1,796 | 4 | 4,074 | 330 | 3,638 | ... |
| | | | 1867, | 279 | 11,518 | 5 | 11,802 | 923 | 37 | 1,969 | 2 | 2,931 | 575 | 3,294 | 1,120 |
| | | Difference, ... | | −144 | −1,463 | +1 | −1,606 | −1,295 | −19 | +173 | −2 | −1,143 | +245 | −344 | +1,120 |
| 30 | Peshawur | Peshawur, ... | 1866, | 220 | 7,204 | 1 | 7,425 | 979 | 201 | 314 | 1 | 1,495 | 350 | 1,584 | ... |
| | | | 1867, | 372 | 6,313 | 1 | 6,706 | 312 | 128 | 412 | ... | 852 | 393 | 1,376 | 697 |
| 31 | | Hazara, ... | 1866, | 32 | 1,590 | 3 | 1,625 | 220 | 28 | 213 | ... | 461 | 23 | 304 | ... |
| | | | 1867, | 88 | 1,180 | ... | 1,278 | 107 | 6 | 221 | 1 | 335 | 35 | 277 | 103 |
| 32 | | Kohat, ... | 1866, | 25 | 737 | ... | 762 | 136 | 37 | 23 | ... | 196 | 4 | 171 | ... |
| | | | 1867, | 60 | 658 | ... | 718 | 73 | 20 | 51 | ... | 144 | 18 | 139 | 47 |
| | | Total, ... | 1866, | 277 | 9,531 | 4 | 9,812 | 1,335 | 266 | 550 | 1 | 2,152 | 377 | 2,059 | ... |
| | | | 1867, | 540 | 8,151 | 1 | 8,702 | 492 | 154 | 684 | 1 | 1,331 | 446 | 1,792 | 847 |
| | | Difference, ... | | +263 | −1,380 | −3 | −1,110 | −843 | −112 | +134 | ... | −821 | +69 | −267 | +847 |
| | | Grand Total, | 1866, | 6,420 | 1,65,970 | 71 | 1,72,461 | 50,955 | 2,080 | 16,159 | 224 | 49,428 | 4,416 | 37,706 | ... |
| | | | 1867, | 5,703 | 1,44,628 | 352 | 1,50,683 | 12,320 | 997 | 19,034 | 220 | 32,571 | 6,597 | 32,529 | 13,897 |
| | | Difference, ... | | −1,717 | −21,342 | +281 | −21,778 | −28,645 | −1,083 | +2,875 | −4 | −16,857 | +2,181 | −5,177 | +13,897 |

No. I.—*(Concluded.)*

| 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 | 25 | 26 | 27 | 28 | 29 | 30 | 31 | 32 | 33 | 34 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| IN WHICH DECREE PASSED. | | | | | | | | | | | | | | | | | | |
| IN COURT. | | | CONTESTED CASES TRIED AND DECIDED IN COURT. | | | | GRAND TOTAL DISPOSED OF. | Number of cases pending. | Date of oldest case pending. | Average duration. | Average duration of Cases struck off in default. | Cases uncontested in Court. | Cases contested in Court. | Number of summonses to parties to appear in person. | Number of parties who appeared. | Number of summonses to witnesses to appear. | Number of witnesses who appeared. | Average number of hearings in each case. |
| By Arbitration. | | | In favor of Plaintiffs. | | | | | | | | | | | | | | | |
| In favor of Plaintiffs. | In favor of Defendants. | TOTAL. | In whole. | In part. | In favor of defendants, objectors or insolvents. | TOTAL. | | | | | | | | | | | | |
| 570 | 122 | 4,179 | 1,534 | 1,097 | 1,129 | 3,760 | 11,526 | 355 | 27th May '66, | 12 | ... | ... | ... | ... | ... | ... | ... | ... |
| 291 | 61 | 4,421 | 1,096 | 980 | 856 | 2,932 | 8,968 | 440 | 29th " '67, | 15 | 21 | 11 | 12 | 13,109 | 12,339 | 8,475 | 6,806 | 2 |
| 191 | 32 | 1,302 | 461 | 602 | 508 | 1,571 | 4,593 | 91 | 1st Novr. '66, | 23 | ... | ... | ... | ... | ... | ... | ... | ... |
| 116 | 36 | 1,797 | 374 | 530 | 347 | 1,251 | 3,753 | 96 | 2nd " '67, | 16 | 19 | 12 | 11 | 6,312 | 5,909 | 1,220 | 1,805 | 10 |
| 592 | 130 | 2,725 | 909 | 1,027 | 653 | 2,589 | 7,453 | 237 | 27th Augt. '66, | 19 | ... | ... | ... | ... | ... | ... | ... | ... |
| 357 | 106 | 2,693 | 720 | 733 | 867 | 2,320 | 6,824 | 276 | 18th Octr. '67, | 20 | 22 | 18 | 24 | 13,080 | 13,404 | 7,027 | 6,494 | 2 |
| 1,353 | 284 | 8,206 | 2,904 | 2,726 | 2,290 | 7,920 | 23,572 | 683 | ... | 17 | ... | ... | ... | ... | ... | ... | ... | ... |
| 764 | 203 | 8,911 | 2,190 | 2,243 | 2,070 | 6,503 | 19,545 | 812 | ... | 16 | 21 | 14 | 16 | 32,501 | 31,652 | 17,722 | 15,105 | ... |
| —589 | —81 | +705 | —714 | —483 | —220 | —1,417 | —4,027 | +129 | ... | —1 | ... | ... | ... | ... | ... | ... | ... | ... |
| 345 | 52 | 2,180 | 910 | 736 | 931 | 2,577 | 6,611 | 64 | 22nd Octr. | 18 | ... | ... | ... | ... | ... | ... | ... | ... |
| 195 | 22 | 2,233 | 868 | 538 | 784 | 2,190 | 6,078 | 73 | 13th Novr. '67, | 13 | 14 | 11 | 14 | 7,761 | 6,832 | 2,784 | 2,760 | 3 |
| 140 | 23 | 566 | 635 | 512 | 852 | 1,999 | 3,940 | 91 | 3rd " '66, | 22 | ... | ... | ... | ... | ... | ... | ... | ... |
| 91 | 18 | 818 | 562 | 384 | 672 | 1,618 | 3,153 | 78 | 29th July '67, | 16 | 14 | 15 | 17 | 5,417 | 5,258 | 7,049 | 6,660 | 4 |
| 199 | 50 | 989 | 640 | 457 | 596 | 1,693 | 3,792 | 49 | 3rd Octr. | 19 | ... | ... | ... | ... | ... | ... | ... | ... |
| 119 | 32 | 1,087 | 526 | 352 | 343 | 1,221 | 3,032 | 46 | 11th Novr. '67, | 13 | 14 | 10 | 15 | 7,115 | 7,663 | 6,774 | 7,193 | 3 |
| 146 | 26 | 906 | 267 | 183 | 433 | 883 | 3,432 | 108 | 16th Augt. '66, | 23 | ... | ... | ... | ... | ... | ... | ... | ... |
| 80 | 14 | 1,609 | 264 | 260 | 451 | 975 | 3,070 | 95 | 1st Novr. '67, | 19 | 23 | 15 | 20 | 6,892 | 7,657 | 4,047 | 3,471 | 4 |
| 830 | 151 | 4,641 | 2,452 | 1,888 | 2,812 | 7,152 | 17,775 | 312 | ... | 20 | ... | ... | ... | ... | ... | ... | ... | ... |
| 485 | 86 | 5,747 | 2,220 | 1,534 | 2,250 | 6,004 | 15,433 | 292 | ... | 15 | 15 | 13 | 16 | 27,185 | 21,410 | 20,654 | 20,084 | ... |
| —345 | —65 | +1,106 | —232 | —354 | —562 | —1,148 | —2,342 | —20 | ... | —5 | ... | ... | ... | ... | ... | ... | ... | ... |
| 348 | 86 | 842 | 1,038 | 696 | 1,029 | 2,763 | 4,891 | 264 | 8th Augt. '66, | 18 | ... | ... | ... | ... | ... | ... | ... | ... |
| 203 | 37 | 1,400 | 892 | 776 | 980 | 2,648 | 4,400 | 105 | 22nd Octr. '67, | 14 | 17 | 13 | 15 | 7,035 | 7,024 | 9,991 | 9,991 | 4 |
| 341 | 50 | 1,807 | 720 | 632 | 537 | 1,889 | 5,248 | 160 | 20th June '66, | 32 | ... | ... | ... | ... | ... | ... | ... | ... |
| 196 | 37 | 1,960 | 446 | 531 | 447 | 1,424 | 4,441 | 113 | 7th May '67, | 22 | 28 | 17 | 23 | 6,536 | 5,150 | 3,988 | 3,328 | 3 |
| 225 | 15 | 1,550 | 388 | 536 | 400 | 1,324 | 4,235 | 171 | 7th " '66, | 21 | ... | ... | ... | ... | ... | ... | ... | ... |
| 218 | 47 | 2,129 | 328 | 517 | 287 | 1,132 | 3,959 | 159 | 2nd Feby. '67, | 20 | 31 | 17 | 12 | 6,378 | 7,949 | 2,717 | 3,069 | 2 |
| 914 | 151 | 4,199 | 2,146 | 1,864 | 1,966 | 5,976 | 14,874 | 595 | ... | 24 | ... | ... | ... | ... | ... | ... | ... | ... |
| 617 | 121 | 5,489 | 1,666 | 1,824 | 1,714 | 5,204 | 12,800 | 377 | ... | 19 | 52 | 16 | 16 | 19,947 | 20,123 | 16,696 | 16,388 | ... |
| —297 | —30 | +1,290 | —480 | —40 | —252 | —772 | —1,574 | —218 | ... | —5 | ... | ... | ... | ... | ... | ... | ... | ... |
| 244 | 32 | 1,152 | 402 | 343 | 342 | 1,087 | 3,134 | 82 | 1st Augt. '66, | 25 | ... | ... | ... | ... | ... | ... | ... | ... |
| 180 | 28 | 1,287 | 369 | 325 | 215 | 909 | 2,622 | 81 | 4th Novr. '67, | 24 | 23 | 16 | 32 | 7,181 | 5,404 | 3,168 | 3,015 | 4 |
| 258 | 52 | 1,332 | 358 | 322 | 328 | 1,008 | 3,484 | 60 | 1st " '66, | 23 | ... | ... | ... | ... | ... | ... | ... | ... |
| 106 | 14 | 1,611 | 235 | 314 | 200 | 749 | 3,379 | 101 | 1st " '67, | 14 | 14 | 12 | 18 | 9,796 | 7,869 | 2,969 | 2,170 | 4 |
| 139 | 22 | 827 | 286 | 425 | 309 | 1,020 | 2,617 | 10 | 29th Octr. '66, | 17 | ... | ... | ... | ... | ... | ... | ... | ... |
| 127 | 12 | 949 | 192 | 224 | 137 | 553 | 2,051 | 18 | 30th Augt. '67, | 14 | 13 | 13 | 16 | 5,148 | 3,491 | 954 | 1,325 | 2 |
| 309 | 41 | 1,754 | 246 | 187 | 442 | 875 | 3,894 | 127 | 18th " '66, | 18 | ... | ... | ... | ... | ... | ... | ... | ... |
| 167 | 26 | 1,802 | 291 | 177 | 288 | 756 | 3,495 | 55 | 14th Novr. '67, | 15 | 16 | 13 | 20 | 6,081 | 5,668 | 5,799 | 5,440 | 3½ |
| 950 | 147 | 5,065 | 1,292 | 1,277 | 1,421 | 3,990 | 13,129 | 279 | ... | 20 | ... | ... | ... | ... | ... | ... | ... | ... |
| 580 | 80 | 5,649 | 1,087 | 1,040 | 840 | 2,967 | 11,547 | 255 | ... | 16 | 16 | 13 | 22 | 28,206 | 22,432 | 12,890 | 11,950 | ... |
| —370 | —67 | +584 | —205 | —237 | —581 | —1,023 | —1,582 | —24 | ... | —4 | ... | ... | ... | ... | ... | ... | ... | ... |
| 213 | 27 | 2,174 | 1,572 | 790 | 1,002 | 3,364 | 7,035 | 392 | 26th Jany. '65, | 10 | ... | ... | ... | ... | ... | ... | ... | ... |
| 237 | 72 | 2,775 | 1,342 | 750 | 628 | 2,720 | 6,347 | 359 | 22nd Augt. '67, | 12 | 25 | 4 | 15 | 9,237 | 6,464 | 7,993 | 8,926 | 6 |
| 94 | 23 | 441 | 316 | 138 | 178 | 632 | 1,537 | 88 | 3rd Octo. '66, | 23 | ... | ... | ... | ... | ... | ... | ... | ... |
| 44 | 4 | 463 | 197 | 122 | 109 | 428 | 1,226 | 52 | 24th July '67, | 26 | 12 | 18 | 45 | 1,854 | 1,730 | 2,082 | 1,946 | 6 |
| 24 | 7 | 206 | 116 | 40 | 144 | 300 | 702 | 60 | 27th " '67, | 20 | ... | ... | ... | ... | ... | ... | ... | ... |
| 36 | 6 | 246 | 135 | 78 | 110 | 323 | 713 | 5 | 27th Novr. '67, | 29 | 34 | 20 | 25 | 996 | 995 | 809 | 804 | 1 |
| 331 | 57 | 2,824 | 2,004 | 968 | 1,424 | 4,296 | 9,272 | 540 | ... | 13 | ... | ... | ... | ... | ... | ... | ... | ... |
| 317 | 82 | 3,484 | 1,674 | 950 | 847 | 3,471 | 8,286 | 416 | ... | 22 | 15 | 23 | 16 | 12,087 | 9,189 | 10,884 | 11,676 | ... |
| —14 | +25 | +660 | —330 | —18 | —477 | —825 | —986 | —124 | ... | +9 | ... | ... | ... | ... | ... | ... | ... | ... |
| 9,269 | 1,941 | 53,332 | 23,892 | 18,102 | 23,804 | 63,998 | 1,66,758 | 5,703 | ... | 18 | ... | ... | ... | ... | ... | ... | ... | ... |
| 5,775 | 1,450 | 60,248 | 20,126 | 15,307 | 17,425 | 52,858 | 1,45,677 | 5,006 | ... | 18 | 17 | 22 | 17 | ... | ... | ... | ... | 3 |
| 3,494 | —491 | +6,916 | —3,766 | —2,795 | —6,379 | —11,140 | —21,081 | —697 | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... |

# APPENDIX NO. II.

## STATEMENT OF ALL CASES PENDING, INSTITUTED, DECIDED AND REMAINING FOR TRIAL IN THE DISTRICT SMALL CAUSE COURTS OF THE PUNJAB FOR THE YEAR 1867.

| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 | 25 | | | 26 | | | 27 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | No. of cases on the file. | | | | Cases withdrawn, transferred &c., without trial. | | | | | Cases in which decree passed. | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | Without Contest in Court. | | | | | | Contested cases tried and decided in Court. | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | By arbitration. | | | In favor of plaintiffs. | | | | | | | | | | | | | | |
| Names of Courts. | Pending at the end of 1866. | Instituted during 1867. | Received by transfer. | Total for disposal. | Adjusted and withdrawn under sections 97 and 98 of Act VIII of 1859. | Non-suited. | Dismissed on default. | Transferred. | Total. | Exparte. | By confession. | By compromise and consent. | In favor of plaintiff. | Do. defendant | Total. | In whole. | In part. | In favor of defendants, objectors or insolvents. | Total. | Grand total disposed of. | Pending at the close of 1867. | Date of oldest case pending. | Average duration. | Average cost of each case Rs. | Annas | Pies. | Per-centage of costs to value Rs. | Annas | Pies. | Number of actuals during the year. |
| Delhi, .. | 24 | 2,779 | 16 | 2,819 | 370 | 6 | 100 | 10 | 495 | 141 | 737 | 360 | 71 | 41 | 1,350 | 388 | 343 | 200 | 931 | 2,776 | 43 | 29th Novr 1867, | 5 | 4 | 1 | 4 | 14 | 8 | 9 | 62 |
| Simla, ... | ... | 1,280 | ... | 1,280 | ... | 39 | 139 | . | 178 | 120 | 122 | 142 | 54 | 13 | 460 | 390 | 182 | 51 | 623 | 1,261 | 19 | 21st Novr. 1867, | 10 | 4 | 1 | 5 | 12 | 12 | 3 | 15 |
| Loodiana, ... | 28 | 2,722 | 1 | 2,751 | 66 | 15 | 147 | ... | 228 | 46 | 958 | 616 | 55 | 11 | 1,686 | 278 | 135 | 340 | 753 | 2,067 | 84 | 23rd Novr 1867, | 8 | 4 | 15 | 5 | 13 | 15 | ... | 57 |
| Jullundhur, ... | 77 | 3,349 | ... | 3,426 | 253 | ... | 723 | 2 | 978 | 83 | 659 | 208 | 153 | 88 | 1,191 | 219 | 245 | 726 | 1,190 | 3,359 | 67 | 12th Decr. 1867, | 7 | 5 | ... | ... | 14 | 14 | 5 | 442 |
| Hoshyarpoor, ... | 47 | 3,010 | 4 | 3,061 | 632 | 10 | 109 | ... | 751 | 82 | 620 | 117 | 108 | 25 | 952 | 459 | 332 | 524 | 1,315 | 3,018 | 43 | 5th Decr. 1867, | 8 | 5 | 10 | 6 | 14 | 11 | 9 | 74 |
| Amritsur, ... | 35 | 3,211 | ... | 3,246 | 35 | 23 | 416 | 2 | 476 | 245 | 678 | 399 | 52 | 11 | 1,385 | 306 | 365 | 588 | 1,259 | 3,098 | 126 | 25th Novr. 1867, | 6 | 4 | 12 | . | 11 | 12 | 9 | 168 |
| Lahore, ... | 40 | 3,834 | ... | 3,874 | . | . | 463 | ... | 463 | 345 | 756 | 800 | 37 | 5 | 1,943 | 492 | 422 | 303 | 1,217 | 3,623 | 251 | 12th Novr. 1867, | 15 | 3 | 7 | 4 | 13 | 2 | 2 | 53 |
| Peshawur, ... | 28 | 2,477 | ... | 2,505 | 140 | 56 | 94 | ... | 290 | 72 | 734 | 332 | 10 | ... | 1,148 | 425 | 378 | 231 | 1,034 | 2,472 | 33 | 13th Novr. 1867, | 11 | 4 | 4 | 8 | 11 | 6 | 4 | 85 |
| Total, . | 279 | 22,662 | 21 | 22,962 | 1,496 | 149 | 2,191 | 23 | 3,859 | 1,143 | 5,264 | 2,974 | 540 | 194 | 10,115 | 2,957 | 2,402 | 2,963 | 8,322 | 22,296 | 666 | | 9 | 4 | 8 | 7 | 13 | 6 | 6 | 956 |

# APPENDIX NO. III.

## STATEMENT OF ALL CASES INSTITUTED, DECIDED AND REMAINING FOR TRIAL IN THE CANTONMENT SMALL CAUSE COURTS OF THE PUNJAB FOR THE YEAR 1867.

| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 | 25 | | 26 | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | Number of cases on the file | | | | Cases withdrawn, transferred &c., without trial. | | | | | Cases in which decree passed. | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | Without Contest in Court. | | | | | | Contested cases tried and decided in Court. | | | | | | | | | | | |
| | | | | | | | | | | | | | By arbitration. | | | In favor of plaintiffs. | | | | | | | | | | | |
| Names of Courts. | Pending at the end of 1866. | Instituted during 1867. | Received by transfer. | Total for disposal. | Adjusted and withdrawn under Sections 97 and 98, Act VIII of 1859. | Non-suited. | Dismissed on default. | Transferred | Total. | Exparte. | By confession. | By compromise and consent. | In favor of plaintiff. | Do. defendant. | Total. | In whole. | In part. | In favor of defendants, objectors or insolvents | Total. | Grand total disposed of. | Pending at the close of 1867. | Date of oldest case pending. | Average duration. | Average cost of each suit. Rs. | Annas. | Pies. | Per-centage of cost to value. Rs. | Annas. | Pies. |
| Ambala, ... | 41 | 1,424 | ... | 1,465 | 119 | 102 | 165 | ... | 386 | 207 | 285 | 74 | 112 | 44 | 722 | 92 | 107 | 105 | 304 | 1,412 | 53 | 4th Novr. 1867, | 16 | 2 | 6 | 3 | 10 | 1 | ... |
| Jullundhur, ... | 4 | 495 | ... | 499 | 12 | 1 | 24 | ... | 37 | 40 | 209 | 53 | 44 | 8 | 354 | 29 | 31 | 43 | 103 | 494 | 5 | 28th Novr. 1867, | 5 | 3 | 6 | 6 | 12 | 12 | 4 |
| Sealkote, ... | 8 | 864 | 8 | 880 | 38 | 15 | 68 | 1 | 122 | 75 | 364 | 92 | 2 | ... | 533 | 49 | 130 | 30 | 209 | 864 | 16 | 21st October 1867, | 8 | 1 | 4 | 9 | 9 | ... | 2 |
| Lahore, ... | 20 | 1,046 | ... | 1,066 | ... | 6 | 63 | ... | 69 | 25 | 560 | 109 | 43 | 10 | 747 | 110 | 122 | 14 | 246 | 1,062 | 4 | 27th Novr. 1867, | 13 | 3 | .. | 4 | 12 | 8 | 4 |
| Ferozepoor, ... | 4 | 998 | . | 1,002 | 126 | 7 | 20 | ... | 153 | 10 | 592 | 52 | 47 | 3 | 704 | 33 | 55 | 47 | 135 | 992 | 10 | 18th October 1867, | 8 | 1 | 7 | 7 | 10 | 10 | 10 |
| Rawulpindee, ... | ... | 1,108 | ... | 1,108 | 94 | 22 | 28 | ... | 144 | 143 | 638 | ... | 70 | 1 | 852 | 35 | 24 | 48 | 107 | 1,103 | 5 | 27th Novr. 1867, | 9 | 1 | 10 | 10 | ... | | 3 |
| Moultan, ... | | 556 | ... | 556 | 15 | 3 | 81 | ... | 99 | 51 | 129 | 40 | 76 | 8 | 304 | 63 | 45 | 14 | 122 | 525 | 31 | 8th Novr. 1867, | 11 | 2 | 2 | 11 | 10 | 1 | 8 |
| Peshawur, ... | 2 | 973 | .. | 975 | 96 | 42 | 40 | ... | 178 | 268 | 331 | ... | 7 | 2 | 608 | 97 | 46 | 36 | 179 | 965 | 10 | 7th Decr. 1867, | 4 | 2 | ... | 3 | 8 | 9 | 10 |
| Total, ... | 79 | 7,464 | 8 | 7,551 | 500 | 198 | 489 | 1 | 1,188 | 819 | 3,108 | 420 | 401 | 76 | 4,824 | 508 | 560 | 337 | 1,405 | 7,417 | 134 | | 10 | 2 | 2 | 11 | 10 | 0 | 1 |

# APPENDIX NO. IV.

## STATEMENT OF SUITS SETTLED BY ARBITRATION IN ALL THE DISTRICTS OF THE PUNJAB DURING 1867.

| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 |
|---|---|---|---|---|---|---|---|---|---|---|
| DISTRICT. | Number of cases referred to arbitration. | Number of cases in which judgment was made according to award. | Number of cases in which awards were remitted for reconsideration under Section 323, Act VIII of 1859. | Number of cases in which awards were set aside for corruption or mis-conduct under Section 324, Act VIII of 1859. | Number of applications to Court to register agreements to refer to arbitration under Section 326 of Act VIII of 1859. | Number of cases in which agreement was registered. | Number of applications to file awards made without intervention of Court under Section 327, Act VIII of 1859. | Number of cases in which award was filed under Section 327 of Act VIII of 1859. | Number of cases in which award was enforced under Section 327, Act VIII of 1859. | Per-centage of cases disposed of by arbitration, to total disposed of. |
| Delhi, ... ... | 165 | 165 | 25 | ... | ... | ... | ... | ... | ... | 3·38 |
| Goorgaon, ... ... | 67 | 67 | ... | ... | ... | ... | ... | ... | ... | 4·5 |
| Kurnal, ... ... | 72 | 72 | ... | ... | ... | ... | ... | ... | ... | 4 |
| Hissar, ... ... | 78 | 77 | ... | 1 | ... | ... | ... | ... | ... | 5 |
| Rohtuck, ... ... | 50 | 50 | ... | ... | ... | ... | ... | ... | ... | 3·37 |
| Sirsa, ... ... | 40 | 40 | ... | ... | ... | ... | ... | ... | ... | 4 |
| Umballa, ... ... | 491 | 490 | 8 | 1 | ... | ... | ... | ... | ... | 6 |
| Loodiana, ... ... | 187 | 185 | 2 | 2 | ... | ... | ... | ... | ... | 3 |
| Simla, ... ... | 114 | 114 | 2 | ... | ... | ... | ... | ... | ... | 6·28 |
| Jullundur, ... ... | 834 | 827 | 31 | 7 | 1 | 1 | ... | ... | ... | 8 |
| Hoshyarpoor, ... ... | 565 | 539 | ... | 26 | ... | ... | ... | ... | ... | 5 |
| Kangra, ... ... | 265 | 265 | 13 | ... | ... | ... | ... | ... | ... | 7 |
| Amritsur, ... ... | 489 | 489 | 25 | ... | ... | ... | ... | 3 | ... | 4 |
| Goordaspoor, ... ... | 111 | 111 | 9 | ... | ... | ... | ... | ... | ... | 2 |
| Sealkote, ... ... | 398 | 398 | ... | ... | ... | ... | ... | ... | ... | 5 |
| Lahore, ... ... | 353 | 352 | ... | 1 | ... | ... | ... | ... | ... | 4 |
| Goojranwalla, ... ... | 152 | 152 | ... | ... | ... | ... | ... | ... | ... | 4 |
| Ferozepoor, ... ... | 463 | 463 | 25 | ... | ... | ... | ... | ... | ... | 7 |
| Rawulpindee, ... ... | 223 | 217 | 1 | 6 | ... | ... | ... | ... | ... | 4 |
| Jhelum, ... ... | 109 | 109 | ... | ... | ... | ... | ... | ... | ... | 3 |
| Goojrat, ... ... | 152 | 151 | ... | 1 | ... | ... | ... | ... | ... | 5 |
| Shahpoor, ... ... | 94 | 94 | ... | ... | ... | ... | ... | ... | ... | 3 |
| Bunnoo, ... ... | 240 | 240 | ... | ... | ... | ... | ... | ... | ... | 5·45 |
| Dera Ishmael Khan, ... | 233 | 233 | ... | ... | ... | ... | ... | ... | ... | 5·24 |
| Dera Ghazee Khan, ... | 265 | 265 | 1 | ... | 6 | ... | 4 | 4 | 4 | 6 |
| Mooltan, ... ... | 208 | 208 | ... | ... | ... | ... | ... | ... | ... | 8 |
| Jhung, ... ... | 120 | 114 | ... | ... | 6 | ... | ... | ... | ... | 4 |
| Montgomery, ... ... | 139 | 139 | 5 | ... | ... | ... | ... | ... | ... | 7 |
| Mozuffergurh, ... ... | 195 | 194 | 5 | 1 | ... | ... | ... | ... | ... | 5 |
| Peshawur, ... ... | 309 | 309 | ... | ... | ... | ... | ... | ... | ... | 4 |
| Huzara, ... ... | 48 | 48 | 2 | ... | ... | ... | ... | ... | ... | 4 |
| Kohat, ... ... | 42 | 42 | 1 | ... | ... | ... | ... | ... | ... | 6 |
| TOTAL, ... | 7,271 | 7,223 | 155 | 46 | 13 | 1 | 4 | 7 | 4 | 5 |

# APPENDIX NO. V.

## STATEMENT SHOWING MISCELLANEOUS CASES PENDING, INSTITUTED, AND DISPOSED OF IN THE DISTRICTS OF THE PUNJAB DURING 1867.

| Description of Cases. | For disposal. | | | | | Disposed of. | | | | Pending at the close of 1867. | Pending beyond six months. |
|---|---|---|---|---|---|---|---|---|---|---|---|
| | Pending at the close of 1866. | *Instituted during* 1867. | | Received by transfer. | Total. | Transferred to other Courts. | By an order on the merits. | Struck off on default. | Total. | | |
| | | Newly. | Re-instituted. | | | | | | | | |
| **I. Cases disposed of by Deputy Commissioners.** | | | | | | | | | | | |
| Petitions of Appeal from orders passed under Sections 76, 85 and 94, Act VIII of 1859, ... ... ... ... ... ... | 2 | 317 | ... | ... | 319 | ... | 307 | ... | 307 | 12 | ... |
| Petitions of Appeal from orders passed in Execution of Decree, ... ... | ... | 58 | 1 | ... | 59 | ... | 56 | ... | 56 | 3 | ... |
| Petitions of Appeal from orders in Miscellaneous cases referred to Subordinate Courts, ... ... ... ... ... ... | ... | 17 | ... | ... | 17 | ... | 16 | 1 | 17 | ... | ... |
| Applications for Certificates for the collection of Debts on Succession under Act XXVII of 1860. ... ... ... ... ... ... | ... | 101 | 4 | ... | 105 | ... | 74 | 15 | 89 | 16 | ... |
| Cases under Act XL of 1858, and IX of 1861, relating to Minors, ... | ... | 5 | ... | ... | 5 | ... | 5 | ... | 5 | ... | ... |
| Cases under Act XXXV of 1858, relating to care of estate of Lunatics, ... | ... | 1 | ... | ... | 1 | ... | ... | ... | ... | 1 | ... |
| **II. Disposed of by Deputy Commissioners and all other District Judicial Officers.** | | | | | | | | | | | |
| Petitions for review of Judgment under Sections 376 to 380. Act VIII of 1859, | ... | 521 | 17 | ... | 538 | ... | 486 | 26 | 512 | 26 | ... |
| Petitions from Pauper Plaintiffs under Section 304, Act VIII of 1859, ... | 27 | 459 | 8 | ... | 494 | ... | 390 | 83 | 473 | 21 | ... |
| Petitions from Insolvents under Sections 250 and 282, Act VIII of 1859, ... | 7 | 62 | ... | ... | 69 | ... | 51 | 11 | 62 | 7 | 1 |
| Petitions for redemption or foreclosure of Mortgages, ... ... | ... | 42 | ... | ... | 42 | ... | 41 | 1 | 42 | ... | ... |
| Cases connected with the custody and disposal of Intestate Property, ... | 61 | 112 | ... | ... | 173 | ... | 67 | ... | 67 | 106 | 3 |
| Applications for Execution of Decrees under Section 212, Act VIII of 1859, ... | 6,200 | 46,769 | 16,785 | 877 | 70,631 | 1,194 | 46,207 | 17,342 | 64,743 | 5,888 | 160 |
| Petitions from parties praying for reversal of sales, or objecting to orders in execution of decrees, Sections 247, 256 and 269, Act VIII of 1859, ... | 47 | 1,317 | 15 | ... | 1,379 | ... | 1,144 | 177 | 1,321 | 58 | ... |
| Cases of resistance to process whether in execution of decrees under Section 226, 227 and 228, Act VIII of 1859, or otherwise, ... ... ... | ... | 14 | ... | ... | 14 | ... | 13 | 1 | 14 | ... | ... |
| Applications for execution of awards of arbitrators under the latter portion of Section 327 of Act VIII of 1859, ... ... ... ... | ... | 30 | ... | ... | 30 | ... | 30 | ... | 30 | ... | ... |
| Cases of false verification, false evidence, forgery, and fraud, Sections 16 to 20 of Act XXIII of 1861, ... ... ... ... ... | ... | 12 | ... | ... | 12 | 4 | 8 | ... | 12 | ... | ... |
| Cases of Contempt of Court, Section 21, Act XXIII of 1861, ... ... | ... | 119 | ... | 1 | 120 | ... | 120 | ... | 120 | ... | ... |
| References from other Courts, ... ... ... ... | 240 | 8,190 | 104 | 1,185 | 9,719 | 1,495 | 7,852 | 209 | 9,556 | 163 | ... |
| Applications for registry and issue of Probates of Wills under Act X 1865, ... | ... | 2 | ... | ... | 2 | ... | 2 | ... | 2 | ... | ... |
| All other miscellaneous petitions, motions, or business whatsoever, not included in above, ... ... ... ... ... ... | 97 | 8,069 | 31 | ... | 8,197 | 4 | 7,595 | 437 | 8,036 | 161 | 61 |
| Total, ... | 6,681 | 66,217 | 16,965 | 2,063 | 91,926 | 2,697 | 64,464 | 18,303 | 85,464 | 6,462 | 255 |

# NO. VI.

# EXECUTION OF DECREES.

# APPENDIX

## DETAILED STATEMENT OF PROGRESS

| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | NUMBER OF APPLICATIONS FOR EXECUTION. | | | | | | | | | | |
| | | Decrees passed during the year. | | Pending from last year. | | During the year. | | | Total. | | | | Total for disposal. | |
| Division. | District. | Number. | Amount. | Number | Amount | Newly instituted. | Re-admitted. | Received by transfer. | Of decrees passed during the year. | Of decrees passed previously. | Total during the year. Number. | Total during the year. Amount. | Number. | Amount |
| DELHI | Delhi, .. | 3,301 | 4,81,892 | 215 | 1,01,145 | 1,832 | 946 | 124 | 1,150 | 1,742 | 2,892 | 6,70,045 | 3,107 | 7,71,190 |
| | Goorgaon, . | 1,348 | 64,011·71 | 161 | 19,187 53 | 769 | 275 | | 693 | 351 | 1,044 | 66,397 86 | 1,205 | 85,585 10 |
| | Kurnal, ... | 1,132 | 91,640 14 | 88 | 12,040 89 | 681 | 389 | 6 | 366 | 710 | 1,076 | 1,54,083 82 | 1,164 | 1,66,124 71 |
| | Total, .. | 5,781 | 6,37,543·85 | 464 | 1,32,373 42 | 3,272 | 1,610 | 130 | 2,209 | 2,803 | 5,012 | 8,90,526 68 | 5,476 | 10,23,900 11 |
| HISSAR. | Hissar, ... | 888 | 63,470 50 | 29 | 3,911·69 | 507 | 248 | 8 | 254 | 509 | 763 | 58,174·85 | 792 | 62,086 54 |
| | Rohtuck, ... | 924 | 50,297 78 | 57 | 5,599 55 | 712 | 384 | 15 | 438 | 673 | 1,111 | 58,466 09 | 1,168 | 62,065 64 |
| | Sirsa, ... | 521 | 37,723 78 | 35 | 7,642 84 | 290 | 135 | 18 | 103 | 340 | 443 | 36,588·51 | 478 | 44,231 35 |
| | Total, . | 2,333 | 1,51,492·06 | 121 | 17,154·08 | 1,509 | 767 | 41 | 795 | 1,522 | 2,317 | 1,53,229·45 | 2,438 | 1,68,383 53 |
| UMBALLA. | Umballa, .. | 4,251 | 1,70,294·63 | 272 | 40,554 83 | 2,677 | 1,606 | 143 | 1,991 | 2,435 | 4,426 | 2,75,625 25 | 4,698 | 3,16,180·08 |
| | Loodhiana, ... | 3,204 | 1,83,196 | 191 | 16,906 91 | 2,081 | 710 | .. | 1,352 | 1,439 | 2,791 | 1,95,747·27 | 2,982 | 2,12,714 18 |
| | Simla, ... | 1,187 | 94,503 89 | 46 | 20,897 37 | 856 | 376 | 12 | 659 | 585 | 1,244 | 2,91,813 02 | 1,290 | 3,12,710 39 |
| | Total, ... | 8,642 | 4,47,994·52 | 509 | 78,419·11 | 5,614 | 2,692 | 155 | 4,002 | 4,459 | 8,461 | 7,63,185·54 | 8,970 | 8,41,604 65 |
| JULLUNDHUR. | Jullundhur, ... | 5,607 | 2,69,538 50 | 578 | 18,824 26 | 3,023 | 1,695 | 21 | 2,351 | 2,390 | 4,741 | 2,86,918 19 | 5,319 | 3,05,787 45 |
| | Hoosheyarpore, .. | 6,451 | 2,76,162 62 | 304 | 23,654 17 | 3,772 | 767 | 9 | 2,433 | 2,115 | 4,548 | 2,01,519 58 | 4,852 | 2,25,173 75 |
| | Kangra, ... | 2,449 | 64,319 78 | 229 | 12,811 78 | 1,204 | 247 | 9 | 651 | 809 | 1,460 | 59,572 99 | 1,689 | 72,384 77 |
| | Total, ... | 14,507 | 6,10,020·90 | 1,111 | 55,290 21 | 8,001 | 2,709 | 39 | 5,435 | 5,314 | 10,749 | 5,48,005·76 | 11,860 | 6,03,295 97 |
| UMRITSUR | Umritsur, ... | 4,506 | 2,30,904 92 | 501 | 96,563 73 | 2,967 | 1,379 | 371 | 2,216 | 2,501 | 4,717 | 3,41,815 86 | 5,218 | 4,38,399 59 |
| | Goordaspore, ... | 2,765 | 1,12,752 25 | 693 | 19,053 08 | 1,636 | 422 | 2 | 1,326 | 740 | 2,066 | 1,02,28 58 | 2,759 | 1,21,333·36 |
| | Sealkote, . | 5,986 | 2,21,663 | 482 | 25,192 | 3,191 | 645 | 13 | 2,443 | 1,406 | 3,849 | 2,52,841 | 4,331 | 2,78,033 |
| | Total, ... | 13,257 | 5,65,320 17 | 1,676 | 1,40,828 81 | 7,794 | 2,452 | 386 | 5,985 | 4,647 | 10,632 | 6,96,937 44 | 12,308 | 8,37,766 25 |
| LAHORE. | Lahore, ... | 4,965 | 2,49,382 02 | 470 | 82,885·13 | 3,417 | 2,066 | 33 | 3,268 | 2,250 | 5,518 | 3,65,387 96 | 5,994 | 4,48,293 09 |
| | Goojranwalla, ... | 2,065 | 62,445 81 | 197 | 14 162 46 | 1,272 | 401 | 15 | 741 | 947 | 1,688 | 61,918·12 | 1,885 | 79,080 58 |
| | Ferozepore, ... | 3,651 | 1,39,914 67 | 382 | 23,970 84 | 2,230 | 1,693 | 10 | 1,376 | 2,607 | 3,983 | 1,28,314 | 4,365 | 1,62,284 84 |
| | Total, . | 10,681 | 4,51,742 50 | 1,055 | 1,21,018 43 | 6,969 | 4,160 | 60 | 5,385 | 5,804 | 11,189 | 5,56,620 08 | 12,244 | 6,79,658 51 |
| RAWUL PINDEE. | Rawul Pindee, ... | 3,646 | 1,31,858 11 | 179 | 9,163 66 | 1,892 | 220 | 11 | 1,599 | 525 | 2,124 | 91,366 75 | 2,303 | 1,00,830·41 |
| | Jhelum, .. | 1,378 | 51,542 | 116 | 6,446 | 755 | 98 | 4 | 430 | 427 | 857 | 26,515 | 973 | 32 961 |
| | Goojrat, ... | 2,308 | 56,215 81 | 121 | 4,112 58 | 1,032 | 421 | 31 | 337 | 1,147 | 1,484 | 46,685·43 | 1,605 | 50,798 01 |
| | Shahpore, ... | 2,584 | 1,06,078 | 75 | 2,905 | 766 | 287 | ... | 484 | 519 | 1,003 | 68,699 | 1,078 | 78,604 |
| | Total, ... | 9,916 | 3,45,693 92 | 491 | 22,927 24 | 4,446 | 976 | 46 | 2,850 | 2,618 | 5,468 | 2,33,266 18 | 5,959 | 2,63,193 42 |
| DERAJAT. | Bunnoo, .. | 2,159 | 46,858 | 28 | 795 | 838 | 65 | . | 432 | 471 | 903 | 20,823 | 929 | 21,618 |
| | Derah Ismail Khan, | 2,944 | 1,01,140 07 | 182 | 13,027 89 | 1,282 | 136 | .. | 651 | 767 | 1,418 | 83,059 60 | 1,600 | 96,087 49 |
| | Derah Ghazee Khan, | 3,161 | 64,699 | 76 | 5,528 | 906 | 111 | .. | 906 | 111 | 1,017 | 36,053 | 1,093 | 41,581 |
| | Total, ... | 8,264 | 2,12,697·07 | 284 | 19,350 89 | 3,026 | 312 | .. | 1,989 | 1,349 | 3,338 | 1,39,935 60 | 3,622 | 1,59,286 49 |
| MOOLTAN. | Mooltan, .. | 2 158 | 2,19,759 | 98 | 20,158 | 870 | 107 | 5 | 1,042 | ... | 1,042 | 72,013 | 1,140 | 93,101 |
| | Jhung, . | 2,146 | 76,114 43 | 60 | 1,463 83 | 988 | 296 | | 503 | 780 | 1,283 | 45,002 75 | 1,343 | 46,466 61 |
| | Montgomery, ... | 1,207 | 51 914 30 | 17 | 2,357 94 | 637 | 173 | 12 | 1 3 | 719 | 822 | 57,389 20 | 833 | 59,691 20 |
| | Mozuffergurh, . | 1,921 | 57,745 42 | 63 | 1,731 87 | 1,048 | 178 | 3 | 809 | 420 | 1,229 | 48,101 60 | 1,292 | 50,133 47 |
| | Total, . | 7,432 | 4,05,533 66 | 238 | 25,651 67 | 3,543 | 818 | 20 | 2,457 | 1,919 | 4,376 | 2,23,080 61 | 4,614 | 2,49,332 28 |
| PESHAWUR. | Peshawur, .. | 3,755 | 1,05,968 | 145 | 14,202 | 2,085 | 213 | ... | 1,533 | 765 | 2,298 | 99,426 | 2,443 | 1,13,728 |
| | Hazara, .. | 656 | 22,083 | 95 | 2,458 | 384 | 71 | | 382 | 73 | 455 | 18,537 | 550 | 20,995 |
| | Kohat, ... | 453 | 10,531 56 | 11 | 516 00 | 126 | 16 | . | 114 | 22 | 136 | 3,624 13 | 147 | 4,170 23 |
| | Total, ... | 4,863 | 1,38,582 59 | 251 | 17 300·09 | 2,595 | 294 | . | 2,039 | 860 | 2,889 | 1,21,587 13 | 3,110 | 1,38,893 23 |
| | Grand Total, | 85,076 | 39,66,551·24 | 6,200 | 6,87,369 95 | 46,709 | 16,785 | 877 | 33,136 | 31,295 | 64,431 | 43,28,974 67 | 70,631 | 49,66,394 62 |

# NO. VI.

## MADE IN THE EXECUTION OF DECREES.

| 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 | 25 | 26 | 27 | 28 | 29 | 30 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Number of decrees completely executed during the year. | | | | Number of decrees partially executed and then struck off owing to default of decree holder. | | | | | | Grand Total disposed of. | | | | |
| By payment voluntarily. | Ditto on arrest. | By attachment and sale of moveables or immoveables or both. | Total. | By payment voluntarily. | Ditto on arrest. | By attachment and sale of moveables or immoveables or both. | Total. | Number of applications struck off on default of decree-holder of which no part has been executed. | Transferred. | New institutions. | Other cases. | Decrees passed during the year. | Ditto passed previously. | Total. |
| 609 | 293 | 229 | 1,131 | 393 | 385 | 237 | 1,015 | 530 | 169 | 1,719 | 1,126 | 1,101 | 1,744 | 2,845 |
| 442 | ... | 109 | 551 | 171 | ... | 50 | 221 | 309 | ... | 653 | 428 | 655 | 426 | 1,081 |
| 407 | 5 | 61 | 473 | 205 | 5 | 61 | 271 | 325 | 6 | 636 | 439 | 344 | 731 | 1,075 |
| 1,458 | 298 | 399 | 2,155 | 769 | 390 | 348 | 1,507 | 1,164 | 175 | 3,008 | 1,993 | 2,100 | 2,901 | 5,001 |
| 6 | 304 | 72 | 382 | ... | 101 | 38 | 139 | 234 | 7 | 518 | 244 | 250 | 512 | 762 |
| 371 | 5 | 187 | 563 | 139 | 6 | 98 | 243 | 310 | 5 | 702 | 419 | 410 | 711 | 1,121 |
| 129 | 2 | 60 | 191 | 54 | ... | 25 | 79 | 167 | 12 | 301 | 148 | 95 | 353 | 449 |
| 506 | 311 | 319 | 1,136 | 193 | 107 | 161 | 461 | 711 | 24 | 1,521 | 811 | 756 | 1,576 | 2,332 |
| 1,277 | 76 | 279 | 1,632 | 905 | 38 | 375 | 1,318 | 1,224 | 306 | 2,742 | 1,738 | 2,055 | 2,425 | 4,480 |
| 996 | 251 | 275 | 1,522 | 367 | 70 | 277 | 714 | 561 | ... | 2,093 | 704 | 1,202 | 1,595 | 2,797 |
| 247 | 124 | 36 | 407 | 122 | 109 | 21 | 252 | 513 | 72 | 746 | 498 | 501 | 743 | 1,244 |
| 2,520 | 451 | 590 | 3,561 | 1,394 | 217 | 673 | 2,284 | 2,298 | 378 | 5,581 | 2,940 | 3,758 | 4,763 | 8,521 |
| 1,349 | 62 | 569 | 1,980 | 1,026 | 93 | 541 | 1,660 | 1,214 | 115 | 3,211 | 1,758 | 2,176 | 2,793 | 4,969 |
| 1,893 | 174 | 587 | 2,654 | 420 | 40 | 543 | 1,003 | 872 | 9 | 3,484 | 1,054 | 2,254 | 2,284 | 4,538 |
| 581 | 59 | 216 | 856 | 196 | 35 | 97 | 328 | 360 | 9 | 1,285 | 268 | 553 | 1,000 | 1,553 |
| 3,823 | 295 | 1,372 | 5,490 | 1,642 | 168 | 1,181 | 2,991 | 2,446 | 133 | 7,980 | 3,080 | 4,983 | 6,077 | 11,060 |
| 714 | 166 | 1,050 | 1,930 | 251 | 110 | 431 | 792 | 1,611 | 87 | 2,760 | 1,660 | 1,949 | 2,471 | 4,420 |
| 3 | 870 | 276 | 1,149 | ... | 214 | 166 | 380 | 520 | 328 | 1,463 | 914 | 1,157 | 1,220 | 2,377 |
| 1,368 | 241 | 489 | 2,098 | 569 | 122 | 313 | 1,004 | 794 | 5 | 2,786 | 1,115 | 2,176 | 1,725 | 3,901 |
| 2,085 | 1,277 | 1,815 | 5,177 | 820 | 446 | 910 | 2,176 | 2,925 | 420 | 7,009 | 3,689 | 5,282 | 5,416 | 10,698 |
| 891 | 152 | 620 | 1,663 | 666 | 199 | 605 | 1,470 | 2,355 | 7 | 3,523 | 1,972 | 3,009 | 2,486 | 5,495 |
| 607 | 87 | 64 | 758 | 377 | 40 | 73 | 490 | 438 | 28 | 1,036 | 678 | 652 | 1,062 | 1,714 |
| 896 | 239 | 223 | 1,358 | 829 | 256 | 233 | 1,318 | 1,171 | 3 | 1,917 | 1,933 | 1,364 | 2,486 | 3,850 |
| 2,394 | 478 | 907 | 3,779 | 1,872 | 495 | 911 | 3,278 | 3,964 | 38 | 6,476 | 4,583 | 5,025 | 6,034 | 11,059 |
| 603 | 202 | 125 | 930 | 289 | 176 | 43 | 508 | 732 | 12 | 1,796 | 386 | 1,520 | 662 | 2,182 |
| 523 | 57 | 82 | 662 | 80 | 8 | 30 | 118 | 145 | 1 | 710 | 216 | 523 | 403 | 926 |
| 300 | 302 | 209 | 811 | 109 | 153 | 130 | 392 | 339 | ... | 1,057 | 485 | 530 | 1,012 | 1,542 |
| 177 | 249 | 78 | 504 | 35 | 64 | 23 | 122 | 298 | 1 | 711 | 214 | 373 | 552 | 925 |
| 1,603 | 810 | 494 | 2,907 | 513 | 401 | 226 | 1,140 | 1,514 | 14 | 4,274 | 1,301 | 2,946 | 2,629 | 5,575 |
| 572 | 3 | 2 | 577 | 153 | 1 | 3 | 157 | 49 | ... | 609 | 174 | 345 | 438 | 783 |
| 526 | 250 | 121 | 897 | 125 | 50 | 29 | 204 | 270 | ... | 925 | 446 | 519 | 852 | 1,371 |
| 124 | 437 | 50 | 611 | 54 | 195 | 13 | 262 | 148 | ... | 631 | 390 | 612 | 409 | 1,021 |
| 1,222 | 690 | 173 | 2,085 | 332 | 246 | 45 | 623 | 467 | ... | 2,165 | 1,010 | 1,476 | 1,699 | 3,175 |
| 73 | 385 | 37 | 495 | 42 | 207 | 19 | 268 | 289 | 7 | 961 | 98 | 961 | 98 | 1,059 |
| 228 | 275 | 149 | 652 | 89 | 46 | 45 | 180 | 393 | ... | 928 | 297 | 443 | 782 | 1,225 |
| 267 | 64 | 68 | 399 | 67 | 9 | 35 | 111 | 309 | ... | 513 | 306 | 72 | 747 | 819 |
| 123 | 489 | 40 | 652 | 31 | 84 | 12 | 127 | 469 | 2 | 1,048 | 202 | 786 | 464 | 1,250 |
| 691 | 1,213 | 294 | 2,198 | 229 | 346 | 111 | 686 | 1,460 | 9 | 3,450 | 903 | 2,262 | 2,391 | 4,653 |
| 350 | 533 | 607 | 1,490 | 195 | 187 | 219 | 601 | 232 | ... | 1,570 | 753 | 1,195 | 1,128 | 2,323 |
| 237 | 1 | 17 | 255 | 95 | 4 | 6 | 105 | 144 | ... | 348 | 156 | 332 | 172 | 504 |
| 89 | 1 | 2 | 92 | 26 | 2 | 2 | 30 | 17 | 3 | 121 | 21 | 109 | 33 | 142 |
| 676 | 535 | 626 | 1,837 | 316 | 193 | 227 | 736 | 393 | 3 | 2,039 | 930 | 1,636 | 1,333 | 2,969 |
| 16,978 | 6,358 | 6,989 | 30,325 | 8,080 | 3,009 | 4,793 | 15,882 | 17,342 | 1,194 | 43,503 | 21,240 | 30,224 | 34,519 | 64,743 |

| Division. | District. | 31 | 32 | 33 | 34 | 35 | 36 | 37 | 38 | 39 | 40 | 41 | 42 | 43 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | Average time elapsing from date of application to date of final order. | | | Number pending, with explanation of cause of delay. | | | | | | Total pending. | | | |
| | | In complete execution. | In partial ditto. | In defaults and other cases. | Defendant summoned but not found, or list of property not given, or other neglect of plaintiff. | Property under attachment and sale or sale under sanction. | Title to property, or objections to sale or sale under enquiry. | Execution suspended by Appellate Court. | Debtors in confinement. | Other cases. | Number. | Amount. | In which specific performance was enforced. | In which hereditary or joint acquired property in land has been sold. |
| DELHI. | Delhi, ... | 37 | 15 | 17 | 60 | 70 | 14 | 1 | 11 | 106 | 262 | 2,24,476 | 4 | 22 |
| | Goorgaon, ... | 36 | 35 | 30 | 60 | 42 | 1 | ... | ... | 21 | 124 | 11,934·51 | ... | ... |
| | Kurnal, ... | 36 | 37 | 35 | 21 | 51 | 2 | ... | 3 | 12 | 89 | 20,299·71 | ... | 9 |
| | Total, ... | ... | ... | ... | 141 | 163 | 17 | 1 | 14 | 139 | 475 | 54,710·22 | 4 | 31 |
| HISSAR. | Hissar, ... | 27 | 40 | 33 | 9 | 21 | ... | ... | ... | ... | 30 | 5,355·25 | ... | ... |
| | Rohtuck, ... | 30 | 28 | 27 | 6 | 34 | 1 | ... | 1 | 5 | 47 | 4,499·28 | 2 | 4 |
| | Sirsa, ... | 29 | 26 | 23 | ... | 15 | 1 | ... | 1 | 12 | 29 | 4,902·56 | ... | ... |
| | Total, ... | ... | ... | ... | 15 | 70 | 2 | ... | 2 | 17 | 106 | 14,757·09 | 2 | 4 |
| UMBALLA. | Umballa, ... | 7 | 8 | 11 | 78 | 64 | 7 | 5 | 4 | 60 | 218 | 39,522·80 | 40 | 16 |
| | Loodhiana, ... | 24 | 62 | 31 | 60 | 83 | 5 | 3 | 2 | 32 | 185 | 26,941·28 | ... | 1 |
| | Simla, ... | 10 | 26 | 23 | 22 | 13 | ... | 1 | ... | 10 | 46 | 29,066·67 | ... | ... |
| | Total, ... | ... | ... | ... | 160 | 160 | 12 | 9 | 6 | 102 | 449 | 95,530·75 | 40 | 17 |
| JULLUNDUR. | Jullundhur, ... | 27 | 25 | 23 | 165 | 139 | 4 | 1 | 1 | 40 | 350 | 29,149·93 | 6 | 19 |
| | Hooshyarpore, ... | 25 | 42 | 25 | 57 | 105 | 8 | 2 | 1 | 141 | 314 | 19,419·79 | 25 | 3 |
| | Kangra, ... | 54 | 37 | 28 | 68 | 45 | 3 | 1 | ... | 19 | 136 | 10,483·32 | 3 | 4 |
| | Total, ... | 35 | 34 | 28 | 290 | 289 | 15 | 4 | 2 | 200 | 800 | 59,053·04 | 34 | 26 |
| UMRITSUR. | Umritsur, ... | 31 | 40 | 23 | 208 | 330 | 23 | 10 | 4 | 223 | 798 | 58,880·39 | 2 | 1 |
| | Goordaspore, ... | 54 | 67 | 58 | 183 | 115 | 9 | 8 | ... | 37 | 382 | 20,277·44 | 1,332 | ... |
| | Sealkote, ... | 27 | 26 | 33 | 160 | 170 | ... | 5 | 9 | 86 | 430 | 35,227 | 279 | 4 |
| | Total, ... | 37 | 45 | 38 | 551 | 645 | 32 | 23 | 13 | 346 | 1,610 | 1,14,384·83 | 1,613 | 5 |
| LAHORE. | Lahore, ... | 15 | 12 | 12 | 169 | 172 | 21 | ... | 7 | 130 | 499 | 55,633·22 | ... | 22 |
| | Goojranwalla, ... | 22 | 30 | 23 | 94 | 31 | 9 | 2 | 2 | 33 | 171 | 6,448·11 | 1,446 | 11 |
| | Ferozepore, ... | 45 | 53 | 54 | 181 | 177 | 12 | 2 | 1 | 142 | 515 | 23,555·81 | ... | ... |
| | Total, ... | 27 | 33 | 30 | 444 | 380 | 42 | 4 | 10 | 305 | 1,185 | 85,637·14 | 1,446 | 33 |
| RAWUL PINDEE. | Rawul Pindee, ... | 25 | 24 | 25 | 39 | 37 | 13 | 1 | 13 | 18 | 121 | 12,700·54 | ... | ... |
| | Jhelum, ... | 20 | 15 | 12 | 4 | 24 | 1 | 6 | ... | 12 | 47 | 4,767 | 1 | 15 |
| | Goojrat, ... | 22 | 24 | 19 | 20 | 35 | 4 | ... | ... | 4 | 63 | 3,681·30 | ... | 2 |
| | Shahpore, ... | 24 | 51 | 26 | 73 | 75 | ... | ... | ... | 5 | 153 | 16,972 | 540 | ... |
| | Total, ... | 23 | 29 | 20 | 136 | 171 | 18 | 7 | 13 | 39 | 384 | 38,120·84 | 541 | 17 |
| DERAJAT. | Bunnoo, ... | 31 | 35 | 38 | 40 | 5 | 3 | 21 | ... | 68 | 146 | 5,116 | 100 | ... |
| | Derah Ismail Khan, | 48 | 67 | 76 | 42 | 68 | 5 | 17 | 4 | 93 | 229 | 36,632·55 | 1,282 | 1 |
| | Derah Ghazee Khan, | 12 | 8 | 10 | 44 | 24 | ... | ... | 4 | ... | 72 | 2,653 | 593 | 227 |
| | Total, ... | 30 | 37 | 41 | 135 | 97 | 8 | 38 | 8 | 161 | 447 | 44,401·55 | 1,975 | 228 |
| MOOLTAN. | Mooltan, ... | 31 | 49 | 43 | 29 | 16 | 3 | ... | 4 | 29 | 81 | 13,521 | 505 | ... |
| | Jhung, ... | 25 | 19 | 25 | 46 | 37 | 1 | ... | 2 | 32 | 118 | 6,633·16 | ... | ... |
| | Montgomery, ... | 33 | 27 | 30 | 6 | 4 | 1 | ... | ... | 9 | 20 | 2,478·70 | ... | ... |
| | Mozuffergurh, ... | 18 | 21 | 20 | 27 | 12 | 1 | ... | 1 | 1 | 42 | 4,251·17 | ... | ... |
| | Total, ... | 27 | 29 | 30 | 108 | 69 | 6 | ... | 7 | 71 | 261 | 26,884·03 | 505 | ... |
| PESHAWUR. | Peshawur, ... | 12 | 7 | 11 | 36 | 55 | 4 | 6 | 3 | 16 | 120 | 7,591 | 67 | 22 |
| | Hazara, ... | 30 | 31 | 24 | 24 | 3 | 10 | 5 | ... | 4 | 46 | 2,507 | ... | ... |
| | Kohat, ... | 26 | 28 | 42 | ... | ... | ... | ... | ... | 5 | 5 | 149·12 | 139 | ... |
| | Total, ... | 68 | 66 | 77 | 60 | 58 | 14 | 11 | 3 | 25 | 171 | 10,247·12 | 206 | 22 |
| | Grand Total, | ... | ... | ... | 2,040 | 2,102 | 169 | 97 | 78 | 1,405 | 5,888 | 5,43,726·61 | 6,406 | 393 |

VI.—(*Concluded.*)

| 14 | 45 | 46 | 47 | 48 | 49 | 50 | 51 | 52 | 53 | 54 | 55 | 56 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|

RESULTS OF EXECUTION.

| Number of Cases. | | | | | Amount Realized. | | | Debtors in confinement during the year. Number of persons. | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| In which other real property has been sold. | Of sequestration of real property under Act VIII of 1859. By order of Court under Section 243. | At instance of the Collector under Section 241. | Of sales of personal property. | Of imprisonment. | Paid voluntarily into Court before application for execution. | Paid after attachment but before sale of goods. | Realized by sale. | Up to one month. | Above 1 and up to 3 months. | Above 3 and up to 6 months. | Above 6 months. | For what amounts. |
| 43 | ... | ... | 58 | 159 | 4,972 | 31,620 | 27,529 | 7 | 112 | 38 | 2 | 10,013 |
| 13 | ... | ... | ... | ... | 12,503 85 | 6,869·13 | 3,692 13 | | 1 | ... | ... | 141 69 |
| 13 | ... | ... | 26 | 12 | 14,069·01 | 20,152 67 | 5,428 50 | 12 | 1 | .. | . | 2,017 80 |
| 69 | .. | .. | 84 | 171 | 32,444·86 | 58,641 80 | 36,649 69 | 19 | 114 | 38 | 2 | 12,212 49 |
| 13 | ... | ... | 12 | ... | 51·75 | 17,606 30 | 1,307 67 | ... | .. | ... | ... | .. |
| 12 | ... | ... | 26 | 6 | 12,585 72 | 13,810 73 | 1,954 76 | .. | 5 | 2 | ... | 390 06 |
| 4 | ... | .. | 8 | 2 | 5,262 15 | 5,351·59 | 7,739 19 | 1 | ... | ... | 1 | 2,458·50 |
| 29 | ... | ... | 46 | 8 | 17,899 62 | 36,768·62 | 11,001 62 | 1 | 5 | 2 | 1 | 2,848 56 |
| 86 | ... | ... | 105 | 60 | 10,334 57 | 40,827 70 | 33,120·30 | 50 | 10 | ... | ... | 2,841·62 |
| 19 | ... | ... | 182 | 12 | 31,913 22 | 91,366·12 | 11,566 20 | 5 | 4 | 3 | ... | 3,740 81 |
| 3 | ... | .. | 14 | 30 | 13,947 82 | 16,703 60 | 2,567 80 | 26 | 4 | ... | ... | 1,464 80 |
| 108 | .. | ... | 301 | 102 | 56,195 61 | 1,51,897 42 | 47,234·30 | 81 | 18 | 3 | . | 8,047 23 |
| 37 | 1 | ... | 658 | 12 | 16,547·75 | 48,334 90 | 9,439 22 | 20 | 3 | 1 | ... | 2,731 06 |
| 79 | ... | 1 | 743 | 4 | 69,102·43 | 43,054·50 | 16,836 71 | 4 | ... | ... | ... | 647 56 |
| 9 | ... | ... | 113 | 4 | 5,151·18 | 10,104 24 | 4,180 30 | 4 | ... | ... | ... | 910 33 |
| 125 | 1 | 1 | 1,516 | 21 | 90,801 38 | 1,01,493 64 | 30,456 30 | 28 | 3 | 1 | ... | 4,288 95 |
| 99 | 70 | ... | 190 | 14 | 20,988 74 | 85,579·23 | 19,222·14 | 10 | 7 | ... | ... | 2,815 20 |
| 21 | ... | ... | 173 | 4 | 145 62 | 47,379·77 | 5,979·82 | 4 | ... | ... | ... | 404 29 |
| 75 | 1 | ... | 250 | 32 | 3,062 | 81,018 | 8,537 | 34 | 9 | 4 | ... | 4,880 |
| 195 | 48 | ... | 618 | 50 | 24,196 36 | 2,13,977 | 33,738·96 | 48 | 16 | 4 | ... | 8,108 19 |
| 137 | ... | ... | 163 | 61 | 7,529 71 | 10,505 47 | 16,342 19 | 44 | 10 | 4 | ... | 7,120 63 |
| 110 | ... | ... | 110 | 5 | 29,727 19 | 16,919 75 | 3,913 | 4 | 1 | .. | .. | 694 |
| 9 | ... | ... | 138 | 6 | 8,103·51 | 16,954 38 | 7,222 59 | 5 | .. | 1 | ... | 612 87 |
| 256 | ... | ... | 411 | 72 | 45,360·41 | 44,379 60 | 27,477·78 | 53 | 11 | 5 | ... | 8,427 50 |
| 12 | .. | .. | 76 | 59 | 27,267·11 | 21,973·54 | 3,222·50 | 47 | 10 | 2 | ... | 9,831 39 |
| 1 | ... | ... | 92 | ... | 7,577 | 16,256 | 2,201 | ... | ... | .. | . | ... |
| 3 | ... | ... | 87 | 3 | 13,155 14 | 22,753 76 | 6,238 13 | 2 | 1 | .. | . | 267 75 |
| 9 | ... | 1 | 75 | 1 | 4,960 | 22,220 | 1,367 | 1 | ... | .. | . | 186 |
| 25 | ... | 1 | 330 | 63 | 52,959·25 | 83,203 30 | 13,023 63 | 50 | 11 | 2 | . | 4,285 14 |
| ... | ... | ... | 1 | 4 | 13,348 | 3,072 | 82 | ... | 3 | 1 | .. | 437 |
| 23 | ... | ... | 50 | 15 | 23,546·47 | 12,992 22 | 5,031 98 | 12 | 2 | 1 | .. | 1,216 36 |
| 53 | ... | ... | ... | 7 | 27,662 | 1,471 | 159 | 7 | ... | ... | ... | 799 |
| 76 | ... | ... | 51 | 26 | 64,556 47 | 17,535 22 | 5,272 98 | 19 | 5 | 2 | ... | 2,452 36 |
| 56 | ... | .. | ... | ... | 552 | 38,676 | 4,136 | 4 | ... | 1 | 1 | 1 658 |
| 1 | ... | ... | 26 | 8 | ... | 4,487·42 | 1,228 72 | 10 | 3 | ... | ... | 680 50 |
| 6 | ... | 1 | 24 | 8 | 16,342 82 | 8,205·67 | 1,851 73 | 5 | 2 | 2 | . | 2174 92 |
| 2 | ... | ... | 7 | 31 | 13,456 00 | 2,617 06 | 608 98 | 12 | 10 | 5 | 1 | 4945 12 |
| 65 | .. | 1 | 57 | 47 | 30,350·91 | 53,986 15 | 7,820·43 | 31 | 15 | 11 | 2 | 9358 51 |
| 22 | ... | 21 | 307 | 92 | 6,406 | 39,762 | 5,016 | 64 | 21 | 7 | ... | 4,453 |
| 2 | ... | ... | 22 | 5 | 1,856 | 234 | 180 | 8 | 2 | ... | .. | 399 |
| 1 | ... | ... | ... | 2 | .. | 39 | 15 87 | 2 | ... | .. | | 55 |
| 25 | ... | 21 | 329 | 99 | 8,262 | 40,035 | 5,211 87 | 69 | 23 | 7 | ... | 4,906 |
| 973 | 48 | 24 | 3,743 | 659 | 4,23,020·87 | 8,01,917 75 | 2,14,907·08 | 399 | 221 | 75 | 5 | 64,935 24 |

# APPENDIX NO. VII.

## GENERAL STATEMENT OF APPEALS HEARD IN THE DISTRICT COURTS OF THE PUNJAB DURING 1867.

| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | Cases for disposal. | | | | Decided on trial | | | | | | | |
| | | | | | | | *In favor of Appellant.* | | | | | | | |
| Numbers. | Divisions. | DISTRICT. | Pending at the close of 1866. | Instituted during 1867. | Total. | Appeals withdrawn, transferred or struck off without trial. | In whole. | In part. | In favor of Respondent | Remanded for further investigation. | Total disposed of. | Number of cases pending at the end of the year. | Average duration in days. | Date of oldest case pending. |
| 1 | DELHI. | Delhi, ... | 15 | 183 | 198 | 18 | 20 | 16 | 99 | 31 | 184 | 14 | 33 | 16th Novr., 1867. |
| 2 | | Gurgaon, ... | 9 | 183 | 192 | 14 | 38 | 11 | 88 | 37 | 188 | 4 | 17 | 17th Decr., 1867. |
| 3 | | Karnal, ... | ... | 169 | 169 | 7 | 30 | 12 | 84 | 36 | 169 | ... | 16 | ... |
| | | Total, ... | 24 | 535 | 559 | 39 | 88 | 39 | 271 | 104 | 541 | 18 | 22 | |
| 4 | HISSAR. | Hissar, ... | 2 | 149 | 151 | 5 | 23 | 5 | 78 | 40 | 151 | ... | 9 | ... |
| 5 | | Rohtuck, ... | ... | 125 | 125 | 2 | 13 | 7 | 87 | 15 | 124 | 1 | 9 | 21st Decr., 1867. |
| 6 | | Sirsa, ... | 1 | 94 | 95 | 9 | 15 | 5 | 50 | 15 | 94 | 1 | 14 | 20th Decr., 1867. |
| | | Total, ... | 3 | 368 | 371 | 16 | 51 | 17 | 215 | 70 | 369 | 2 | 10 | |
| 7 | UM-BALLA. | Umballa, ... | 21 | 499 | 520 | 28 | 34 | 13 | 373 | 55 | 503 | 17 | 20 | 4th Decr., 1867. |
| 8 | | Loodiana, ... | 2 | 336 | 338 | 9 | 34 | 15 | 198 | 70 | 326 | 12 | 8 | 14th Decr., 1867. |
| 9 | | Simla, ... | ... | 3 | 3 | ... | ... | 1 | 2 | ... | 3 | ... | 16 | ... |
| | | Total, ... | 23 | 838 | 861 | 37 | 68 | 29 | 573 | 125 | 832 | 29 | 15 | |
| 10 | JULLUN-DUR. | Julundur, ... | 3 | 289 | 292 | 13 | 22 | 35 | 133 | 83 | 286 | 6 | 14 | 7th Decr., 1867. |
| 11 | | Hooshyarpoor, ... | 34 | 608 | 642 | ... | 38 | 17 | 540 | 33 | 628 | 14 | 19 | 17th April, 1866. |
| 12 | | Kangra, ... | 6 | 177 | 183 | 14 | 20 | 6 | 78 | 63 | 181 | 2 | 10 | 24th Decr., 1867. |
| | | Total, ... | 43 | 1,074 | 1,117 | 27 | 80 | 58 | 751 | 179 | 1,095 | 22 | 17 | |
| 13 | UMRIT-SUR. | Umritsur, ... | 3 | 442 | 445 | 44 | 27 | 8 | 184 | 77 | 340 | 105 | 51 | 17th May, 1867. |
| 14 | | Gurdaspoor, ... | 44 | 468 | 512 | 35 | 58 | 19 | 353 | 26 | 491 | 21 | 19 | 16th July, 1867. |
| 15 | | Sealkote, ... | 5 | 333 | 338 | 1 | 21 | 15 | 213 | 85 | 335 | 3 | 15 | 10th Decr., 1867. |
| | | Total, ... | 52 | 1,243 | 1,295 | 80 | 106 | 42 | 750 | 188 | 1,176 | 129 | 19 | |
| 16 | LAHORE. | Lahore, ... | 8 | 174 | 182 | 26 | 26 | 10 | 108 | 11 | 181 | 1 | 23 | 14th Decr., 1867. |
| 17 | | Goojranwalla, ... | 5 | 183 | 188 | ... | 20 | 14 | 138 | 8 | 180 | 8 | 40 | 28th Octr., 1867. |
| 18 | | Ferozepoor, ... | 21 | 472 | 493 | 42 | 57 | 29 | 243 | 111 | 482 | 11 | 13 | 4th Decr., 1867. |
| | | Total, ... | 34 | 829 | 863 | 68 | 103 | 53 | 489 | 130 | 843 | 20 | 21 | |
| 19 | RAWUL-PINDEE. | Rawul Pindee, ... | 5 | 367 | 372 | 18 | 72 | 17 | 222 | 36 | 365 | 7 | 14 | 21st Decr., 1867. |
| 20 | | Jhelum, ... | ... | 356 | 356 | 41 | 18 | 12 | 209 | 62 | 342 | 14 | 13 | 6th Decr., 1867. |
| 21 | | Goojrat, ... | ... | 196 | 196 | 1 | 20 | 9 | 101 | 64 | 195 | 1 | 5 | 21st Octr., 1867. |
| 22 | | Shahpoor, ... | 21 | 195 | 216 | 46 | 24 | 12 | 97 | 28 | 207 | 9 | 26 | 3rd Decr., 1867. |
| | | Total, ... | 26 | 1,114 | 1,140 | 106 | 134 | 50 | 629 | 190 | 1,109 | 31 | 14 | |
| 23 | DERA-JAT. | Bunnoo, ... | 47 | 430 | 477 | 21 | 53 | 16 | 239 | 100 | 429 | 48 | 47 | 12th Octr., 1867. |
| 24 | | Dera Ismail Khan, ... | 12 | 214 | 226 | 20 | 24 | 15 | 133 | 29 | 221 | 5 | 43 | 23rd July, 1867. |
| 25 | | Dera Ghazee Khan, . | 18 | 72 | 90 | 18 | 9 | 5 | 27 | 23 | 82 | 8 | 39 | 7th July, 1867. |
| | | Total, ... | 77 | 716 | 793 | 59 | 86 | 36 | 399 | 152 | 732 | 61 | 45 | |
| 26 | MOOLTAN. | Mooltan, ... | 5 | 134 | 139 | 8 | 43 | 10 | 54 | 21 | 136 | 3 | 11 | 24th Decr., 1867. |
| 27 | | Jhung, .. | 22 | 142 | 164 | 12 | 22 | 7 | 83 | 31 | 155 | 9 | 30 | 20th Novr., 1867. |
| 28 | | Montgomery, ... | 1 | 79 | 80 | 9 | 13 | 2 | 49 | 6 | 79 | 1 | 6 | 16th Decr., 1867. |
| 29 | | Mooztuffergurh, ... | 3 | 186 | 189 | 11 | 46 | 14 | 95 | 20 | 186 | 3 | 9 | 26th Novr., 1867. |
| | | Total, ... | 31 | 541 | 572 | 40 | 124 | 33 | 281 | 78 | 556 | 16 | 11 | |
| 30 | PESHA-WUR. | Peshawur, ... | 256 | 218 | 474 | 163 | 32 | 11 | 179 | 51 | 436 | 38 | 164 | 1st Novr., 1867. |
| 31 | | Hazara, ... | ... | 57 | 57 | 1 | 7 | 5 | 22 | 19 | 54 | 3 | 19 | 6th Decr., 1867. |
| 32 | | Kohat, ... | ... | 15 | 15 | ... | ... | 3 | 8 | 4 | 15 | ... | 25 | ... |
| | | Total, ... | 256 | 290 | 546 | 164 | 39 | 19 | 209 | 74 | 505 | 41 | 38 | ... |
| | | Grand Total, .. | 569 | 7,548 | 8,117 | 616 | 879 | 376 | 4,566 | 1,200 | 7,747 | 370 | 21 | |

# NO. VIII.

# APPEALS TO COMMISSIONERS.

# APPENDIX NO. VIII.

## STATEMENT OF APPEALS PREFERRED TO COMMISSIONERS OF DIVISIONS DURING 1867.

| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 | 25 | 26 | 27 | 28 | 29 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | APPEALS FOR DISPOSAL. | | | | | | APPEALS DISPOSED OF. | | | | | | | | | | | | | | | | | | | |
| | | | Pending at the close of 1866. | | Instituted during the year. | | Total. | | Appeals withdrawn, transferred, or struck off without trial | | Decided on trial — In favor of Appellant. In whole. | | Decided on trial — In favor of Appellant. In part. | | Decided on trial — In favor of Respondent. | | Remanded for further investigation. | | Total disposed of. | | Pending at the close of the year. | | Miscellaneous Appeals. | | | | | |
| Number. | Division. | District. | From the order of a Court of first instance. | From Dy. Commr's. order passed upon appeal. | From the order of a Court of first instance. | From Dy. Commr's. order passed upon appeal. | From the order of a Court of first instance. | From Dy. Commr's. order passed upon appeal. | From the order of a Court of first instance. | From Dy. Commr's. order passed upon appeal. | From the order of a Court of first instance. | From Dy. Commr's. order passed upon appeal. | From the order of a Court of first instance. | From Dy. Commr's. order passed upon appeal. | From the order of a Court of first instance. | From Dy. Commr's. order passed upon appeal. | From the order of a Court of first instance. | From Dy. Commr's. order passed upon appeal. | From the order of a Court of first instance. | From Dy. Commr's. order passed upon appeal. | From the order of a Court of first instance. | From Dy. Commr's. order passed upon appeal. | Pending from 1866. | Instituted during 1867. | Disposed of during 1867. | Remaining at close of 1867. | Average duration. | Date of oldest case pending. |
| 1 | DELHI. | Delhi, ... | 8 | 1 | 163 | 47 | 171 | 48 | 10 | 4 | 25 | 2 | 4 | 2 | 101 | 37 | 21 | 2 | 161 | 47 | 10 | 1 | 1 | 47 | 47 | 1 | 11 | 4th Decr. |
| 2 | | Goorgaon, ... | 8 | 1 | 52 | 56 | 60 | 57 | 4 | 13 | 11 | 6 | 3 | 3 | 27 | 32 | 15 | 1 | 60 | 55 | ... | 2 | 1 | 8 | 8 | 1 | 7 | 17th Decr. |
| 3 | | Kurnal, ... | 3 | 5 | 67 | 46 | 70 | 51 | 13 | 12 | 7 | 8 | 5 | ... | 31 | 24 | 13 | 4 | 69 | 48 | 1 | 3 | ... | 25 | 25 | ... | 12 | 7th Decr. |
| | | TOTAL, ... | 19 | 7 | 282 | 149 | 301 | 156 | 27 | 29 | 43 | 16 | 12 | 5 | 159 | 93 | 49 | 7 | 290 | 150 | 11 | 6 | 2 | 80 | 80 | 2 | 11 | 4th Decr. |
| 4 | HISSAR. | Hissar, ... | ... | 1 | 28 | 56 | 28 | 57 | 1 | 1 | 4 | 7 | ... | 1 | 17 | 40 | 6 | 5 | 28 | 54 | ... | 3 | ... | 4 | 4 | ... | 18 | 22nd Decr. |
| 5 | | Rohtuck, ... | 4 | 1 | 94 | 61 | 98 | 62 | 2 | 3 | 19 | 14 | 2 | 1 | 54 | 36 | 17 | 6 | 94 | 60 | 4 | 2 | ... | 3 | 3 | ... | 20 | 14th Decr. |
| 6 | | Sirsa, ... | 3 | 1 | 25 | 36 | 28 | 37 | 2 | 3 | 3 | 5 | 1 | ... | 17 | 23 | 4 | 3 | 27 | 34 | 1 | 3 | ... | 5 | 5 | ... | 22 | 7th Decr. |
| | | TOTAL, ... | 8 | 3 | 147 | 153 | 155 | 156 | 5 | 7 | 26 | 26 | 4 | 2 | 88 | 99 | 27 | 14 | 150 | 148 | 5 | 8 | ... | 12 | 12 | ... | 21 | 7th Decr. |
| 7 | UMBALLA. | Umballa, ... | 223 | 67 | 383 | 175 | 606 | 242 | ... | ... | 61 | 15 | 42 | 13 | 295 | 119 | 88 | 26 | 486 | 173 | 120 | 69 | 4 | 14 | 12 | 6 | 201 | 23rd Decr. 1865. |
| 8 | | Loodiana, ... | 61 | 66 | 135 | 70 | 196 | 136 | ... | ... | 17 | 1 | 10 | 6 | 98 | 91 | 25 | 11 | 150 | 109 | 46 | 27 | 3 | 6 | 5 | 4 | 196 | 25th March. |
| 9 | | Simla, ... | 14 | ... | 25 | ... | 39 | ... | ... | ... | 5 | ... | 4 | ... | 11 | ... | 8 | ... | 28 | ... | 11 | ... | 3 | ... | 2 | 1 | 195 | 15th Aug. 1866. |
| | | TOTAL, ... | 298 | 133 | 543 | 245 | 841 | 378 | ... | ... | 83 | 16 | 56 | 19 | 404 | 210 | 121 | 37 | 664 | 282 | 177 | 96 | 10 | 20 | 19 | 11 | 199 | 23rd Decr. 1865. |
| 10 | JULLUNDUR. | Jullundur, ... | 41 | 31 | 471 | 70 | 512 | 101 | 28 | 15 | 44 | 6 | 14 | 2 | 206 | 68 | 79 | 4 | 371 | 95 | 141 | 6 | 5 | 21 | 24 | 2 | 70 | 9th July. |
| 11 | | Hooshyarpoor, ... | 11 | 26 | 230 | 178 | 241 | 204 | 17 | 13 | 8 | 15 | 7 | 8 | 82 | 128 | 22 | 12 | 136 | 175 | 105 | 29 | ... | 11 | 9 | 2 | 62 | 20th August. |
| 12 | | Kangra, ... | 3 | 10 | 35 | 33 | 38 | 43 | 1 | 5 | 2 | 3 | 2 | 1 | 21 | 27 | 6 | 3 | 32 | 39 | 6 | 4 | ... | 2 | 2 | ... | 58 | 25th July. |
| | | TOTAL, ... | 55 | 67 | 736 | 281 | 791 | 348 | 46 | 32 | 54 | 24 | 23 | 11 | 309 | 223 | 107 | 19 | 539 | 309 | 252 | 39 | 5 | 34 | 35 | 4 | 66 | 9th July. |

| | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 13 | UMRITSUR. | Umritsur, ... | 123 | 81 | 329 | 68 | 452 | 149 | 27 | 3 | 22 | 14 | 21 | 6 | 238 | 88 | 44 | 20 | 352 | 131 | 100 | 18 | ... | ... | ... | ... | 109 | 4th June 1866. |
| 14 | | Goordaspoor, ... | 92 | 58 | 203 | 102 | 295 | 160 | 10 | 10 | 17 | 6 | 18 | 6 | 146 | 104 | 36 | 11 | 227 | 137 | 68 | 23 | ... | ... | ... | ... | 94 | 12th Decr. 1866. |
| 15 | | Sealkote, ... | 35 | 41 | 205 | 59 | 240 | 100 | 7 | 2 | 6 | 9 | 18 | 1 | 113 | 56 | 40 | 11 | 184 | 79 | 56 | 21 | ... | ... | ... | ... | 111 | 31st Jany. 1867. |
| | | TOTAL, ... | 250 | 180 | 737 | 229 | 987 | 409 | 44 | 15 | 45 | 29 | 57 | 13 | 497 | 248 | 120 | 42 | 763 | 347 | 224 | 62 | ... | ... | ... | ... | 105 | 4th June 1866. |
| 16 | LAHORE. | Lahore, ... | 21 | 10 | 182 | 49 | 204 | 59 | 12 | 11 | 11 | 2 | 7 | 1 | 123 | 38 | 35 | 2 | 188 | 54 | 16 | 5 | 1 | 8 | 8 | 1 | 49 | 6th July 1867. |
| 17 | | Goojranwalla, ... | 10 | 8 | 83 | 26 | 93 | 34 | 5 | 8 | 7 | 2 | 4 | ... | 49 | 19 | 22 | 2 | 87 | 31 | 6 | 3 | ... | 3 | 3 | ... | 45 | 16th Octr. |
| 18 | | Ferozepoor, ... | 9 | 11 | 131 | 63 | 140 | 74 | 13 | 14 | 13 | 8 | 4 | 3 | 79 | 45 | 13 | 2 | 122 | 72 | 18 | 2 | 1 | 2 | 2 | 1 | 45 | 29th Novr. |
| | | TOTAL, ... | 40 | 29 | 397 | 138 | 437 | 167 | 30 | 33 | 41 | 12 | 15 | 4 | 251 | 102 | 70 | 6 | 397 | 157 | 40 | 10 | 2 | 13 | 13 | 2 | 47 | 6th July. |
| 19 | RAWULPINDEE. | Rawulpindee, ... | 37 | 9 | 161 | 128 | 198 | 137 | 56 | 55 | 9 | 4 | 10 | 8 | 78 | 36 | 19 | 13 | 172 | 116 | 26 | 21 | ... | ... | ... | ... | 40 | 4th June. |
| 20 | | Jhelum, ... | 30 | 2 | 161 | 92 | 191 | 94 | 33 | 26 | 16 | 5 | 19 | 5 | 60 | 27 | 44 | 13 | 172 | 76 | 19 | 18 | ... | ... | ... | ... | 39 | 22nd April. |
| 21 | | Goojerat, ... | 2 | 7 | 29 | 24 | 31 | 31 | 9 | 15 | 2 | 1 | 1 | 1 | 7 | 8 | 4 | 2 | 23 | 27 | 8 | 4 | ... | ... | ... | ... | 27 | 20th June. |
| 22 | | Shahpoor, ... | 15 | 3 | 85 | 40 | 100 | 43 | 16 | 23 | 4 | 2 | 8 | ... | 41 | 12 | 12 | ... | 18 | 37 | 19 | 6 | ... | ... | ... | ... | 54 | 16th Augt. |
| | | TOTAL, ... | 84 | 21 | 436 | 284 | 520 | 305 | 114 | 119 | 31 | 12 | 38 | 14 | 186 | 83 | 79 | 28 | 448 | 256 | 72 | 49 | ... | ... | ... | ... | 41 | 22nd April. |
| 23 | DERAJAT. | Bunnoo, ... | 13 | 33 | 95 | 100 | 108 | 113 | 6 | 3 | 7 | 11 | 2 | 2 | 37 | 42 | 17 | 10 | 69 | 68 | 39 | 65 | ... | ... | ... | ... | 155 | 2nd Jany. |
| 24 | | Dera I. Khan, ... | 1 | 1 | 115 | 76 | 116 | 77 | 5 | 3 | 4 | 2 | 2 | 5 | 39 | 25 | 32 | 8 | 82 | 43 | 34 | 34 | ... | .. | ... | ... | 141 | 2nd Jany. |
| 25 | | Dera G. Khan, ... | 3 | 1 | 24 | 20 | 27 | 21 | 3 | 3 | 1 | 2 | ... | ... | 8 | 4 | 9 | 3 | 21 | 12 | 6 | 9 | ... | ... | ... | ... | 184 | 28th Jany. |
| | | TOTAL, ... | 17 | 35 | 234 | 196 | 251 | 231 | 14 | 9 | 12 | 15 | 4 | 7 | 84 | 71 | 58 | 21 | 172 | 123 | 79 | 108 | ... | ... | ... | ... | 136 | 2nd Jany. |
| 26 | MOOLTAN. | Mooltan, ... | 8 | 3 | 103 | 31 | 111 | 34 | 36 | 23 | 7 | 1 | 1 | ... | 54 | 7 | 9 | ... | 107 | 31 | 4 | 3 | ... | 8 | 7 | 1 | 22 | 15th Novr. |
| 27 | | Jhung, ... | 5 | 8 | 57 | 28 | 62 | 36 | 17 | 11 | 5 | 3 | 2 | 1 | 26 | 17 | 10 | 3 | 60 | 35 | 2 | 1 | ... | ... | ... | ... | 28 | 9th Novr. |
| 28 | | Montgomery, ... | 2 | ... | 30 | 8 | 32 | 8 | 9 | 1 | ... | ... | 2 | ... | 15 | 7 | 5 | ... | 31 | 8 | 1 | ... | ... | 1 | 1 | ... | 17 | 23rd Novr. |
| 29 | | Moozuffergurh, ... | 1 | 1 | 24 | 43 | 25 | 44 | 6 | 19 | ... | 2 | 1 | ... | 17 | 15 | 1 | 7 | 25 | 43 | ... | 1 | ... | 1 | 1 | ... | 20 | 14th Decr. |
| | | TOTAL, ... | 16 | 12 | 214 | 110 | 230 | 122 | 68 | 54 | 12 | 6 | 6 | 1 | 112 | 46 | 25 | 10 | 223 | 117 | 7 | 5 | ... | 10 | 9 | 1 | 22 | 9th Novr. |
| 30 | PESHAWUR. | Peshawur, ... | 60 | 11 | 243 | 20 | 303 | 31 | 2 | ... | 22 | 1 | 21 | 1 | 159 | 14 | 61 | 2 | 265 | 18 | 38 | 13 | ... | ... | ... | ... | 77 | 22nd April. |
| 31 | | Huzara, ... | 7 | 3 | 31 | 14 | 38 | 17 | ... | ... | 5 | 2 | 1 | ... | 23 | 10 | 8 | ... | 37 | 12 | 1 | 5 | ... | ... | ... | ... | 49 | 3rd Septr. |
| 32 | | Kohat, ... | 1 | 2 | 11 | 2 | 12 | 4 | ... | ... | ... | ... | 2 | ... | 7 | 3 | 1 | ... | 10 | 3 | 2 | 1 | ... | ... | ... | ... | 101 | 16th Septr. |
| | | TOTAL, ... | 68 | 16 | 285 | 36 | 353 | 52 | 2 | ... | 27 | 3 | 24 | 1 | 189 | 27 | 70 | 2 | 312 | 33 | 41 | 19 | ... | ... | ... | ... | 74 | 22nd April. |
| | | GRAND TOTAL, | 855 | 503 | 4,011 | 1,821 | 4,866 | 2,324 | 350 | 298 | 364 | 159 | 239 | 77 | 2,279 | 1,202 | 726 | 186 | 3,958 | 1,922 | 908 | 402 | 19 | 169 | 168 | 20 | 72 | |

# NO. IX.

## APPEALS TO CHIEF COURT.

# APPENDIX NO. IX.

## COMPARATIVE STATEMENT OF APPEALS PREFERRED IN THE CIVIL DEPARTMENT, TO THE CHIEF COURT OF THE PUNJAB DURING THE YEAR 1866-67.

| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 | 25 | 26 | 27 | 28 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | Pending at the close of previous year. | | Instituted during the year. | | Total. | | | Appeals rejected. | | | | | | Returned for reinvestigation. | | | Total disposed of. | | | Pending at the close of the year. | | | | | |
| Number. | Division. | District. | Regular. | Special. | Regular. | Special. | Regular. | Special. | Total. | On account of imperfect nature of appeal. | Without summoning respondent. | Total. | Decisions confirmed after sending for record of lower Court and notice to respondent. | Decisions reversed. | Decisions modified. | On account of imperfect investigation. | On account of alleged discovery of new evidence. | Total. | Regular. | Special. | Total. | Regular. | Special. | Total. | Per-centage of orders not confirmed. | Average duration. | Date of oldest case pending. |
| 1 | DELHI. | Delhi, ... 1866, | ... | 9 | 87 | 2 | 87 | 11 | 98 | 31 | 20 | 51 | 17 | 10 | ... | 5 | ... | 5 | 74 | 9 | 83 | 13 | 2 | 15 | 37 | 41 | 27th June 1865. |
| | | 1867, | 13 | 2 | 45 | 22 | 58 | 24 | 82 | 6 | 16 | 22 | 32 | 8 | 3 | 5 | ... | 5 | 49 | 21 | 70 | 9 | 3 | 12 | 25 | 66 | 22nd April 1867. |
| 2 | | Georgaon, ... 1866, | ... | 1 | 31 | 1 | 31 | 2 | 33 | 9 | 10 | 19 | 7 | 1 | ... | 4 | ... | 4 | 30 | 1 | 31 | 1 | 1 | 2 | 12 | 32 | 23rd Octr. 1866. |
| | | 1867, | 1 | 1 | 17 | 3 | 18 | 4 | 22 | 2 | 6 | 8 | 7 | 1 | 4 | ... | ... | ... | 17 | 3 | 20 | 1 | 1 | 2 | 42 | 53 | 30th Octr. 1867. |
| 3 | | Karnal, ... 1866, | ... | 1 | 47 | 2 | 47 | 3 | 50 | 14 | 12 | 26 | 4 | 4 | ... | 1 | ... | 1 | 34 | 1 | 35 | 13 | 2 | 15 | 50 | 28 | 9th Octr. 1866. |
| | | 1867, | 13 | 2 | 32 | 11 | 45 | 13 | 58 | 8 | 8 | 16 | 18 | 8 | 1 | 9 | ... | 9 | 42 | 10 | 52 | 3 | 3 | 6 | 33 | 53 | 5th Decr. 1867. |
| | | Total, ... 1866, | ... | 11 | 165 | 5 | 165 | 16 | 181 | 54 | 42 | 96 | 28 | 15 | ... | 10 | ... | 10 | 138 | 11 | 149 | 27 | 5 | 32 | 35 | 36 | ... |
| | | 1867, | 27 | 5 | 94 | 36 | 121 | 41 | 162 | 16 | 30 | 46 | 57 | 17 | 8 | 14 | ... | 14 | 108 | 34 | 142 | 13 | 7 | 20 | 30 | 59 | ... |
| | | Difference, ... | +27 | —6 | —71 | +31 | —44 | +25 | —19 | —38 | —12 | —50 | +29 | +2 | +8 | +4 | ... | +4 | —30 | +23 | —7 | —14 | +2 | —12 | —5 | +23 | ... |
| 4 | HISSAR. | Hissar, ... 1866, | ... | ... | 26 | ... | 36 | ... | 36 | 15 | 3 | 18 | 6 | 1 | ... | 3 | ... | 3 | 28 | ... | 28 | 8 | ... | 8 | 14 | 38 | 12th July 1866. |
| | | 1867, | 8 | ... | 18 | 2 | 26 | 2 | 28 | 1 | 10 | 11 | 6 | 4 | ... | 3 | ... | 3 | 22 | 2 | 24 | 4 | ... | 4 | 40 | 58 | 26th July 1867 |
| 5 | | Rohtuck, ... 1866, | ... | ... | 41 | ... | 41 | ... | 41 | 18 | 6 | 24 | 7 | ... | ... | 2 | ... | 2 | 33 | ... | 33 | 8 | ... | 8 | ... | 33 | 13th July 1866. |
| | | 1867, | 8 | ... | 30 | 2 | 38 | 2 | 40 | 8 | 5 | 13 | 14 | 7 | ... | 2 | ... | 2 | 35 | 1 | 36 | 3 | 1 | 4 | 33 | 44 | 24th Octr. 1867. |
| 6 | | Sirsa, ... 1866, | ... | 2 | 28 | ... | 28 | 2 | 30 | 16 | 5 | 21 | 1 | ... | 1 | 2 | ... | 2 | 23 | 2 | 25 | 5 | ... | 5 | 50 | 27 | 30th July 1866. |
| | | 1867, | 5 | ... | 14 | 4 | 19 | 4 | 23 | 2 | 4 | 6 | 9 | 4 | 1 | 1 | ... | 1 | 18 | 3 | 21 | 1 | 1 | 2 | 36 | 54 | 5th Novr. 1867. |
| | | Total, ... 1866, | ... | 2 | 105 | ... | 105 | 2 | 107 | 49 | 14 | 63 | 14 | 1 | 1 | 7 | ... | 7 | 84 | 2 | 86 | 21 | ... | 21 | 11 | 33 | ... |
| | | 1867, | 21 | ... | 62 | 8 | 83 | 8 | 91 | 11 | 19 | 30 | 29 | 15 | 1 | 6 | ... | 6 | 75 | 6 | 81 | 8 | 2 | 10 | 36 | 51 | ... |
| | | Difference, ... | +21 | —2 | —43 | +8 | —22 | +6 | —16 | —38 | +5 | —33 | +15 | +14 | ... | —1 | ... | —1 | —9 | +4 | —5 | —13 | +2 | —11 | +25 | +18 | ... |

| | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 7 | UMBALLA. | Umballa, ... | 1866, | ... | 2 | 72 | 1 | 72 | 3 | 75 | 20 | 17 | 37 | 12 | 1 | 1 | 3 | ... | 3 | 51 | 3 | 54 | 21 | ... | 21 | 14 | 41 | 3rd Augt. 1866. |
| | | | 1867, | 21 | ... | 88 | 7 | 109 | 7 | 116 | 12 | 24 | 36 | 44 | 8 | 2 | 12 | ... | 12 | 97 | 5 | 102 | 12 | 2 | 14 | 19 | 48 | 11th Octr. 1867. |
| 8 | | Loodiana, ... | 1866, | ... | ... | 60 | 4 | 60 | 4 | 64 | 24 | 7 | 31 | 11 | ... | 1 | 1 | ... | 1 | 42 | 2 | 44 | 18 | 2 | 20 | 8 | 33 | 1st Augt. 1866. |
| | | | 1867, | 18 | 2 | 35 | 9 | 53 | 11 | 64 | 11 | 13 | 24 | 27 | 5 | 1 | 3 | ... | 3 | 50 | 10 | 60 | 3 | 1 | 4 | 19 | 48 | 3rd Decr. 1867. |
| 9 | | Simla, ... | 1866, | ... | ... | 3 | ... | 3 | ... | 3 | 1 | ... | 1 | ... | ... | ... | ... | ... | ... | 1 | ... | 1 | 2 | ... | 2 | ... | 8 | 22nd Novr. 1868. |
| | | | 1867, | 2 | ... | 1 | ... | 3 | ... | 3 | ... | 1 | 1 | 2 | ... | ... | ... | ... | ... | 3 | ... | 3 | ... | ... | ... | ... | 74 | " |
| | | Total, .. | 1866, | ... | 2 | 135 | 5 | 135 | 7 | 142 | 45 | 24 | 69 | 23 | 1 | 2 | 4 | ... | 4 | 94 | 5 | 99 | 41 | 2 | 43 | 12 | 38 | ... |
| | | | 1867, | 41 | 2 | 124 | 16 | 165 | 18 | 183 | 23 | 38 | 61 | 73 | 13 | 3 | 15 | ... | 15 | 150 | 15 | 165 | 15 | 3 | 18 | 16 | 61 | ... |
| | | Difference, ... | | +41 | ... | —11 | +11 | +30 | +11 | +41 | —22 | +14 | —8 | +50 | +12 | +1 | +11 | ... | +11 | +56 | +10 | +66 | —26 | +1 | +25 | +6 | +23 | |
| 10 | JULLUNDUR. | Jullundur, ... | 1866, | ... | 2 | 134 | ... | 134 | 2 | 136 | 32 | 36 | 68 | 30 | 7 | 1 | 7 | ... | 7 | 111 | 2 | 113 | 23 | 21 | 23 | 21 | 48 | 16th July, 1866. |
| | | | 1867, | 23 | ... | 100 | 13 | 123 | 13 | 136 | 7 | 38 | 45 | 37 | 19 | 2 | 7 | ... | 7 | 109 | 11 | 120 | 14 | 2 | 16 | 36 | 43 | 22nd July, 1867. |
| 11 | | Hooshyarpoor, ... | 1866, | ... | ... | 135 | ... | 135 | ... | 135 | 56 | 26 | 82 | 13 | 8 | ... | 9 | ... | 9 | 112 | ... | 112 | 23 | ... | 23 | 38 | 36 | 29th Mar. 1866. |
| | | | 1867, | 23 | ... | 69 | 6 | 92 | 6 | 98 | 12 | 24 | 40 | 34 | 11 | 1 | 5 | ... | 5 | 86 | 5 | 91 | 6 | 1 | 7 | 26 | 49 | 31st July, 1867. |
| 12 | | Kangra, ... | 1866, | ... | ... | 11 | ... | 11 | ... | 11 | 5 | 2 | 7 | ... | 1 | ... | ... | ... | ... | 8 | ... | 8 | 3 | .. | 3 | 100 | 32 | 16th July, 1866. |
| | | | 1867, | 3 | ... | 5 | ... | 8 | ... | 8 | ... | 2 | 2 | 3 | 1 | ... | 2 | ... | 2 | 8 | ... | 8 | ... | . | ... | 25 | 64 | " |
| | | Total, ... | 1866, | .. | 2 | 280 | ... | 280 | 2 | 282 | 93 | 64 | 157 | 43 | 16 | 1 | 16 | ... | 16 | 231 | 2 | 233 | 49 | ... | 49 | 28 | 42 | ... |
| | | | 1867, | 49 | ... | 174 | 19 | 223 | 19 | 242 | 19 | 68 | 87 | 84 | 31 | 3 | 14 | ... | 14 | 203 | 16 | 219 | 20 | 3 | 23 | 29 | 46 | ... |
| | | Difference, ... | | +49 | —2 | —106 | +19 | —57 | +17 | —40 | +74 | +4 | +70 | +41 | +15 | +2 | —2 | ... | —2 | —28 | +14 | +14 | —29 | +3 | —26 | +1 | +4 | |
| 13 | UMRITSUR. | Umritsur, .. | 1866, | ... | 2 | 86 | 2 | 86 | 4 | 90 | 29 | 18 | 47 | 16 | 7 | 2 | 3 | ... | 3 | 71 | 4 | 75 | 15 | ... | 15 | 36 | 40 | 10th July 1866. |
| | | | 1867, | 15 | ... | 84 | 9 | 99 | 9 | 108 | 9 | 31 | 40 | 33 | 13 | 5 | 5 | ... | 5 | 87 | 9 | 96 | 12 | ... | 12 | 20 | 42 | 31st Octr. 1867. |
| 14 | | Goordaspoor, ... | 1866, | ... | 1 | 49 | ... | 49 | 1 | 50 | 17 | 16 | 33 | 6 | ... | 3 | 2 | ... | 2 | 43 | 1 | 44 | 6 | ... | 6 | 33 | 28 | 9th Octr. 1866. |
| | | | 1867, | 6 | ... | 41 | 6 | 47 | 6 | 53 | 3 | 12 | 15 | 20 | 4 | 3 | 4 | ... | 4 | 40 | 6 | 46 | 7 | ... | 7 | 26 | 35 | 1st July 1867. |
| 15 | | Sealkote, ... | 1866, | ... | ... | 19 | ... | 19 | ... | 19 | 3 | 5 | 8 | 4 | 1 | ... | 1 | ... | 1 | 14 | ... | 14 | 5 | ... | 5 | 20 | 28 | 2nd Novr. 1866. |
| | | | 1867, | 5 | ... | 30 | 3 | 35 | 3 | 38 | 1 | 15 | 16 | 10 | ... | 2 | 3 | ... | 3 | 29 | 2 | 31 | 6 | 1 | 7 | 17 | 34 | 11th Octr. 1867. |
| | | Total, ... | 1866, | ... | 3 | 154 | 2 | 154 | 5 | 159 | 49 | 39 | 88 | 26 | 8 | 5 | 6 | ... | 6 | 128 | 5 | 133 | 26 | ... | 26 | 33 | 35 | ... |
| | | | 1867, | 26 | .. | 155 | 18 | 181 | 18 | 199 | 13 | 58 | 71 | 63 | 17 | 10 | 12 | ... | 12 | 156 | 17 | 173 | 25 | 1 | 26 | 30 | 41 | ... |
| | | Difference, ... | | +26 | —3 | +1 | +16 | +27 | +13 | +40 | —36 | +19 | —17 | +37 | +9 | +5 | +6 | ... | +6 | +28 | +12 | +40 | —1 | +1 | ... | [illegible] | [illegible] | ... |
| 16 | LAHORE | Lahore, .. | 1866, | ... | . | 85 | 3 | 85 | 3 | 88 | 27 | 20 | 47 | 21 | 1 | | 4 | ... | 4 | 70 | 3 | 73 | 15 | ... | 15 | 5 | 36 | 24th Augt. 1866. |
| | | | 1867, | 15 | ... | 44 | 8 | 59 | 8 | 67 | 1 | 19 | 20 | 24 | 9 | 1 | 4 | ... | 4 | 53 | 5 | 58 | 6 | 3 | 9 | 30 | 72 | 24th Augt. 1867. |
| 17 | | Goojranwalla, ... | 1866, | ... | ... | 32 | 1 | 32 | 1 | 33 | 18 | 7 | 25 | 3 | 1 | 1 | ... | ... | ... | 29 | 1 | 30 | 3 | ... | 3 | 40 | 26 | 25th Octr. 1866. |
| | | | 1867, | 3 | ... | 23 | ... | 26 | ... | 26 | ... | 9 | 9 | 9 | 5 | ... | 2 | ... | 2 | 25 | ... | 25 | 1 | ... | 1 | 36 | 50 | 7th Decr. 1867. |
| 18 | | Ferozepoor, ... | 1866, | ... | ... | 88 | 3 | 88 | 3 | 91 | 39 | 18 | 57 | 13 | 2 | ... | 8 | ... | 8 | 78 | 2 | 80 | 10 | 1 | 11 | 13 | 85 | 21st Augt. 1866. |
| | | | 1867, | 10 | 1 | 67 | 10 | 77 | 11 | 88 | 1 | 19 | 20 | 32 | 10 | 4 | 2 | ... | 2 | 61 | 7 | 68 | 16 | 4 | 20 | 30 | 44 | 16th Octr. 1867. |
| | | Total, ... | 1866, | ... | ... | 205 | 7 | 205 | 7 | 212 | 84 | 45 | 129 | 37 | 4 | 1 | 12 | .. | 12 | 177 | 6 | 183 | 28 | 1 | 29 | 12 | 56 | ... |
| | | | 1867, | 28 | 1 | 134 | 18 | 162 | 19 | 181 | 2 | 47 | 49 | 65 | 24 | 5 | 8 | ... | 8 | 139 | 12 | 151 | 23 | 7 | 30 | 31 | 55 | ... |
| | | Difference, ... | | +28 | +1 | —71 | +11 | —43 | +12 | —31 | —82 | +2 | —80 | +28 | +20 | +4 | —4 | ... | —4 | —38 | +6 | —32 | —5 | +6 | +1 | +19 | —1 | |

# APPENDIX NO. XI.—(*Concluded*).

| 1 | 2 | 2 | | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 | 25 | 26 | 27 | 28 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | Pending at the close of previous year. | | Instituted during the year. | | Total. | | | Appeals rejected. | | | | | | Returned for reinvestigation. | | | Total disposed of. | | | Pending at the close of the year. | | | | | |
| Number. | Division. | District | | Regular. | Special. | Regular. | Special. | Regular. | Special. | Total. | On account of imperfect nature of appeal. | Without summoning respondent. | Total. | Decisions confirmed after sending for record of lower Court and notice to respondent. | Decisions reversed. | Decisions modified. | On account of imperfect investigation. | On account of alleged discovery of new evidence. | Total. | Regular. | Special. | Total. | Regular. | Special. | Total. | Per-centage of orders not confirmed. | Average duration. | Date of oldest case pending. |
| 19 | RAWUL PINDEE. | Rawul Pindee, ... | 1866, | ... | 1 | 105 | 3 | 105 | 4 | 109 | 56 | 20 | 76 | 9 | 4 | 3 | 2 | ... | 2 | 92 | 2 | 94 | 13 | 2 | 15 | 44 | 38 | 2nd July 1866. |
| | | | 1867, | 13 | 2 | 41 | 8 | 54 | 10 | 64 | 16 | 13 | 29 | 21 | 5 | 1 | 5 | ... | 5 | 52 | 9 | 61 | 2 | 1 | 3 | 22 | 44 | 17th July 1867. |
| 20 | | Jhelum, ... | 1866, | ... | ... | 103 | 1 | 103 | 1 | 104 | 37 | 27 | 64 | 18 | 2 | ... | 8 | ... | 8 | 91 | 1 | 92 | 12 | ... | 12 | 10 | 49 | 21st Augt. 1866. |
| | | | 1867, | 12 | ... | 44 | 9 | 56 | 9 | 65 | 5 | 16 | 21 | 24 | 4 | 2 | 10 | ... | 10 | 52 | 9 | 61 | 4 | ... | 4 | 20 | 53 | 10th Novr. 1866. |
| 21 | | Goojerat, ... | 1866, | ... | ... | 19 | 1 | 19 | 1 | 20 | 12 | 4 | 16 | 2 | ... | .. | 1 | ... | 1 | 18 | 1 | 19 | 1 | ... | 1 | ... | 19 | 26th Novr. 1866. |
| | | | 1867, | 1 | ... | 6 | 2 | 7 | 2 | 9 | 2 | 2 | 4 | 4 | ... | ... | 1 | ... | 1 | 7 | 2 | 9 | ... | .. | ... | ... | 40 | " |
| 22 | | Shahpoor, ... | 1866, | ... | ... | 26 | | 26 | ... | 26 | 14 | 6 | 20 | 2 | ... | ... | ... | ... | ... | 22 | ... | 22 | 4 | ... | 4 | ... | 24 | 23rd Augt. 1866. |
| | | | 1867, | 4 | ... | 31 | 2 | 35 | 2 | 37 | 5 | 11 | 16 | 13 | 4 | ... | ... | ... | ... | 31 | 2 | 33 | 4 | ... | 4 | 23 | 36 | 9th Octr. 1867. |
| | | Total, ... | 1866, | ... | 1 | 253 | 5 | 253 | 6 | 259 | 119 | 57 | 176 | 31 | 6 | 3 | 11 | ... | 11 | 223 | 4 | 227 | 30 | 2 | 32 | 22 | 39 | ... |
| | | | 1867, | 30 | 2 | 132 | 21 | 152 | 23 | 175 | 28 | 42 | 70 | 62 | 13 | 3 | 16 | ... | 16 | 142 | 22 | 164 | 10 | 1 | 11 | 21 | 46 | ... |
| | | Difference, ... | | +30 | +1 | —121 | +16 | —101 | +17 | —84 | —91 | —15 | —106 | +31 | +7 | ... | +5 | ... | +5 | —81 | +18 | —63 | —20 | —1 | —21 | —1 | +7 | ... |
| 23 | DERAJAT. | Bunnoo, ... | 1866, | ... | ... | 23 | ... | 23 | ... | 23 | 8 | 6 | 14 | 5 | ... | ... | ... | ... | ... | 19 | ... | 19 | 4 | ... | 4 | ... | 33 | 23rd May 1866. |
| | | | 1867, | 4 | ... | 10 | 1 | 14 | 1 | 15 | 1 | 4 | 5 | 4 | 1 | 1 | 1 | ... | 1 | 12 | ... | 12 | 2 | 1 | 3 | 33 | 57 | 17th Octr. 1867. |
| 24 | | Dera I. Khan, ... | 1866, | ... | ... | 25 | ... | 25 | ... | 25 | 5 | 11 | 16 | 1 | ... | ... | 1 | ... | 1 | 18 | ... | 18 | 7 | ... | 7 | ... | 31 | 9th Octr. 1866. |
| | | | 1867, | 7 | ... | 16 | 1 | 23 | 1 | 24 | 5 | 2 | 7 | 5 | 4 | 1 | 7 | ... | 7 | 23 | 1 | 24 | ... | .. | ... | 50 | 70 | " |
| 25 | | Dera G. Khan, ... | 1866, | ... | ... | 7 | ... | 7 | ... | 7 | 2 | 1 | 3 | ... | ... | ... | 3 | ... | 3 | 6 | ... | 6 | 1 | ... | 1 | ... | 61 | 25th Octr. 1866. |
| | | | 1867, | 1 | ... | 1 | ... | 2 | ... | 2 | ... | ... | ... | ... | ... | ... | 2 | ... | 2 | 2 | ... | 2 | ... | ... | ... | ... | 85 | " |
| | | Total, ... | 1866, | ... | ... | 55 | ... | 55 | ... | 55 | 15 | 18 | 33 | 6 | ... | ... | 4 | ... | 4 | 43 | ... | 43 | 12 | ... | 12 | ... | 36 | |
| | | | 1867, | 12 | ... | 27 | 2 | 39 | 2 | 41 | 6 | 6 | 12 | 9 | 5 | 2 | 10 | ... | 10 | 37 | 1 | 38 | 2 | 1 | 3 | 44 | 66 | |
| | | Difference, ... | | +12 | ... | —28 | +2 | —16 | +2 | —14 | —9 | —12 | —21 | +3 | +5 | +2 | +6 | ... | +6 | —6 | +1 | —5 | —10 | +1 | —9 | +44 | +30 | |

| | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 26 | MOOLTAN, | Mooltan, ... | 1866, | ... | ... | 40 | ... | 40 | ... | 40 | 15 | 8 | 23 | 7 | 1 | ... | 2 | ... | 2 | 33 | ... | 33 | 7 | ... | 7 | 13 | 38 | 3rd Augt. 1866. |
| | | | 1867, | 7 | ... | 46 | 3 | 53 | 3 | 56 | 1 | 6 | 7 | 21 | 8 | 3 | 9 | ... | 9 | 45 | 3 | 48 | 8 | ... | 8 | 35 | 56 | 5th Novr. 1867. |
| 27 | | Jhung, ... | 1866, | ... | ... | 33 | 2 | 33 | 2 | 35 | 6 | 6 | 12 | 8 | 1 | 1 | 1 | ... | 1 | 23 | ... | 23 | 10 | 2 | 12 | 20 | 62 | 10th Augt. 1866. |
| | | | 1867, | 10 | 2 | 30 | 2 | 40 | 4 | 44 | ... | 10 | 10 | 15 | 2 | 1 | 10 | ... | 10 | 35 | 3 | 38 | 5 | 1 | 6 | 17 | 53 | 24th July, 1867. |
| 28 | | Montgomery, ... | 1866, | ... | 1 | 25 | ... | 25 | 1 | 26 | 18 | 2 | 20 | 3 | 1 | ... | 1 | ... | 1 | 24 | 1 | 25 | 1 | ... | 1 | 25 | 20 | 5th Decr. 1866. |
| | | | 1867, | 1 | ... | 18 | 1 | 19 | 1 | 20 | 1 | 5 | 6 | 4 | 2 | 3 | 3 | ... | 3 | 17 | 1 | 18 | 2 | ... | 2 | 55 | 43 | 8th Novr. 1867. |
| 29 | | Mozuffergurh, ... | 1866, | ... | ... | 11 | ... | 11 | ... | 11 | 3 | 4 | 7 | 3 | 1 | ... | ... | ... | ... | 11 | ... | 11 | ... | ... | ... | 25 | 67 | ,, |
| | | | 1867, | ... | ... | 19 | 1 | 19 | 1 | 20 | 5 | 4 | 9 | 6 | 2 | 1 | 2 | ... | 2 | 19 | 1 | 20 | ... | ... | ... | 33 | 39 | ,, |
| | | Total, ... | 1866, | ... | 1 | 109 | 2 | 109 | 3 | 112 | 42 | 20 | 62 | 21 | 4 | 1 | 4 | ... | 4 | 91 | 1 | 92 | 18 | 2 | 20 | 19 | 44 | ... |
| | | | 1867, | 18 | 2 | 113 | 7 | 131 | 9 | 140 | 7 | 25 | 32 | 46 | 14 | 8 | 24 | ... | 24 | 116 | 8 | 124 | 15 | 1 | 16 | 33 | 50 | ... |
| | | Difference, ... | | +18 | +1 | +4 | +5 | +22 | +6 | +28 | −35 | +5 | −30 | +25 | +10 | +7 | +20 | ... | +20 | +25 | +7 | +32 | −3 | +1 | −4 | +14 | +6 | |
| 30 | PESHAWUR. | Peshawur, ... | 1866, | ... | ... | 49 | 1 | 49 | 1 | 50 | 9 | 19 | 28 | 6 | ... | 2 | 1 | ... | 1 | 37 | ... | 37 | 12 | 1 | 13 | 25 | 12 | 9th Octr. 1866. |
| | | | 1867, | 12 | 1 | 44 | 1 | 56 | 2 | 58 | 6 | 9 | 15 | 27 | 5 | 3 | 2 | ... | 2 | 50 | 2 | 52 | 6 | ... | 6 | 23 | 56 | 8th July, 1867. |
| 31 | | Huzara, ... | 1866, | ... | ... | 6 | ... | 6 | ... | 6 | 2 | 3 | 5 | ... | 1 | ... | ... | ... | ... | 6 | ... | 6 | ... | ... | ... | 100 | 39 | ,, |
| | | | 1867, | ... | ... | 5 | ... | 5 | ... | 5 | 1 | 2 | 3 | ... | 2 | ... | ... | ... | ... | 5 | ... | 5 | ... | ... | ... | 100 | 36 | ,, |
| 32 | | Kohat, ... | 1866, | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... |
| | | | 1867, | ... | ... | 1 | ... | 1 | ... | 1 | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | 1 | ... | 1 | ... | ... | 4th Novr. 1867. |
| | | Total, ... | 1866, | ... | ... | 55 | 1 | 55 | 1 | 56 | 11 | 22 | 33 | 6 | 1 | 2 | 1 | ... | 1 | 43 | ... | 43 | 12 | 1 | 13 | 33 | 15 | ... |
| | | | 1867, | 12 | 1 | 50 | 1 | 62 | 2 | 64 | 7 | 11 | 18 | 27 | 7 | 3 | 2 | ... | 2 | 55 | 2 | 57 | 7 | ... | 7 | ... | 54 | ... |
| | | Difference, ... | | +12 | +1 | −5 | ... | +7 | +1 | +8 | −4 | −11 | −15 | +21 | +6 | +1 | +1 | ... | +1 | +12 | +2 | +14 | −5 | −1 | −6 | −33 | −39 | |
| | | GRAND TOTAL ... | 1866, | ... | 22 | 1,516 | 27 | 1,516 | 49 | 1,565 | 561 | 345 | 906 | 235 | 56 | 16 | 75 | ... | 75 | 1,252 | 36 | 1,288 | 264 | 13 | 277 | 23 | 40 | ... |
| | | | 1867, | 264 | 13 | 1,055 | 146 | 1,319 | 159 | 1,478 | 132 | 344 | 476 | 515 | 156 | 46 | 121 | ... | 121 | 1,181 | 133 | 1,314 | 138 | 26 | 167 | 26 | [illegible] | ... |
| | | Difference, ... | | +264 | −9 | −461 | +119 | −199 | +110 | −87 | −429 | −1 | −430 | +280 | +100 | +30 | +46 | ... | +46 | −71 | +97 | +26 | −123 | +13 | −110 | +3 | +13 | ... |

# APPENDIX NO. X.

## ABSTRACT STATEMENT SHOWING THE BUSINESS OF THE CIVIL APPELLATE COURTS DURING 1867, AS COMPARED WITH 1866.

| CLASSES OF COURTS. | | Cases of the file. | | | Appeals withdrawn, transferred or struck off without trial. | Decided on trial | | | Remanded for further investigation. | Total. | Cases pending at the end of the year. | Average duration of each appeal. | Per-centage of decisions not confirmed. | Per-centage of appeals remanded for re-investigation. | Per-centage of appeals withdrawn, struck off, and transferred. |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | Remaining from previous year. | Instituted. | Total. | | In favor of Appellant. In whole. | In favor of Appellant. In part. | In favor of Respondent. | | | | | | | |
| Deputy Commissioners, | 1866, | 662 | 9,024 | 9,686 | 1,156 | 1,046 | 441 | 5,028 | 1,449 | 9,120 | 566 | 28 days. | 23 | 16 | 13 |
| | 1867, | 569 | 7,548 | 8,117 | 636 | 879 | 376 | 4,566 | 1,290 | 7,747 | 370 | 21 „ | 22 | 16 | 8 |
| Commissioners, .. | 1866, | 1,042 | 7,041 | 8,083 | 991 | 528 | 349 | 3,865 | 953 | 6,654 | 1,397 | 59 „ | 19 | 14 | 15 |
| | 1867, | 1,358 | 5,832 | 7,190 | 648 | 523 | 316 | 3,481 | 912 | 5,880 | 1,310 | 72 „ | 19 | 16 | 11 |
| Chief Court, .. | 1866, | 22 | 1,554 | 1,576 | 919 | 57 | 16 | 235 | 72 | 1,299 | 277 | 39 „ | 23 | 6 | 71 |
| | 1867, | 277 | 1,201 | 1,478 | 493 | 136 | 46 | 515 | 121 | 1,311 | 167 | 53 „ | 26 | 9 | 38 |
| Total, .. | 1866, | 1,726 | 17,619 | 19,345 | 3,066 | 1,631 | 806 | 9,128 | 2,474 | 17,073 | 2,240 | 41 „ | 21 | 14 | 18 |
| | 1867, | 2,204 | 14,581 | 16,785 | 1,777 | 1,538 | 738 | 8,562 | 2,323 | 14,938 | 1,847 | 40 „ | 21 | 15 | 12 |
| Difference, .. | | +478 | —3,138 | —2,560 | —1,289 | —93 | —68 | —566 | —151 | —2,135 | —393 | —1 | ... | +1 | —6 |

# APPENDIX NO. XI.

## AVERAGES AND PROPORTIONS.

# APPENDIX

## GENERAL STATEMENT OF AVERAGES AND PROPORTIONS IN

| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | TIME. | | | | PER-CENTAGE | | | | | |
| No. | DIVISION. | DISTRICTS. | Total number of original suits in the file. | Number of original suits disposed of. | Proportion of original suits instituted to population. | Total number of days taken in the decision of original suits disposed of, exclusive of transfers. | Average No. of days taken in each original case disposed of. | Longest time an original suit was pending in days. | Shortest time an original suit was pending. | Cases decided by trial to total cases disposed of. | Cases decided by trial in favor of plaintiff to the total number decided by trial. | Cases disposed of by arbitration to total number disposed of. | Cases disposed of on confession of judgment to total number disposed of. | Cases disposed of exparte to total disposed of. | Cases adjusted or withdrawn to the number disposed of. |
| 1 | DELHI. | Delhi, ... | 5,157 | 4,870 | 121 | 84,571 | 17 | 840 | 1 | 37·55 | 74·94 | 3·38 | 23·63 | 5·87 | 10·26 |
| 2 | | Goorgaon, ... | 1,794 | 1,740 | 247 | 27,721 | 16 | 532 | 1 | 33 | 88 | 4 | 25 | 3 | 11 |
| 3 | | Kurnal, ... | 1,998 | 1,946 | 263 | 34,449 | 17 | 214 | 1 | 31 | 63·5 | 4 | 25 | 7 | 22 |
| | | Total, ... | 8,949 | 8,556 | 215 | 1,46,741 | 17 | 840 | 1 | 34 | 75·48 | 4 | 24·44 | 5·29 | 14·42 |
| 4 | HISSAR. | Hissar, ... | 1,544 | 1,518 | 222 | 25,402 | 16 | 90 | 1 | 28 | 62 | 5 | 28 | 5 | 22 |
| 5 | | Rohtuck, ... | 1,498 | 1,485 | 320 | 20,083 | 14 | 170 | 1 | 35·82 | 68·60 | 3·37 | 21·87 | 5·79 | 18·65 |
| 6 | | Sirsa, ... | 944 | 922 | 168 | 13,977 | 15 | 112 | 1 | 34 | 61 | 4 | 24 | 7 | 18 |
| | | Total, ... | 3,986 | 3,920 | 237 | 59,462 | 15 | 170 | 1 | 32·61 | 63·87 | 4·12 | 24·62 | 5·93 | 19·55 |
| 7 | AMBALLA. | Amballa, ... | 7,718 | 7,501 | 139 | 1,21,880 | 16 | 138 | 1 | 37 | 63 | 6 | 17 | 6 | 13 |
| 8 | | Loodiana, ... | 6,202 | 6,056 | 87 | 65,553 | 11 | 108 | 1 | 33 | 62 | 3 | 30 | 3 | 3 |
| 9 | | Simla, ... | 1,864 | 1,811 | 54 | 25,738 | 14 | 166 | 1 | 45·5 | 88·10 | 6·28 | 11·43 | 9·27 | ·93 |
| | | Total, ... | 15,784 | 15,368 | 93 | 2,13,171 | 14 | 166 | 1 | 38·5 | 71·03 | 5·9 | 19·44 | 6·9 | 5·64 |
| 10 | JULLUNDHUR. | Jullundhur, ... | 10,785 | 10,330 | 69 | 2,04,834 | 29 | 209 | 1 | 32·6 | 53·10 | 8 | 24·27 | 3·63 | 12·85 |
| 11 | | Hooshiarpoor, ... | 11,324 | 10,883 | 73 | 1,61,726 | 15 | 275 | 1 | 39·16 | 66 | 4·95 | 22·51 | 2 | 23·13 |
| 12 | | Kangra, ... | 3,715 | 3,587 | 199·4 | 65,338 | 18 | 200 | 1 | 43·3 | 75·1 | 7·4 | 19·4 | 3·2 | 10·6 |
| | | Total, ... | 25,824 | 24,800 | 113·8 | 4,31,898 | 18 | 275 | 1 | 38·08 | 64·73 | 6·65 | 21·94 | 2·94 | 15·52 |
| 13 | AMRITSUR. | Amritsur, ... | 11,998 | 11,297 | 73 | 2,06,868 | 18 | 297 | 1 | 37·2 | 63·6 | 4·3 | 18·4 | 5·3 | 12·7 |
| 14 | | Goordaspoor, ... | 5,576 | 5,471 | 127 | 1,65,475 | 30 | 366 | 1 | 48·47 | 66·47 | 2·02 | 13·26 | 3·27 | 3·71 |
| 15 | | Sealkote, ... | 8,813 | 8,596 | 101 | 1,29,719 | 15 | 196 | 1 | 32·98 | 75·09 | 4·60 | 29·14 | 5·62 | 9·25 |
| | | Total, ... | 26,387 | 25,364 | 100 | 5,02,062 | 20 | 366 | 1 | 39·55 | 68·39 | 3·64 | 20·26 | 4·73 | 8·54 |
| 16 | LAHORE. | Lahore, ... | 9,408 | 8,959 | 88 | 1,16,661 | 13 | 178 | 1 | 33 | 71 | 4 | 22 | 7 | 1 |
| 17 | | Goojranwalla, ... | 3,849 | 3,752 | 102 | 61,359 | 17 | 52 | 4 | 33 | 72 | 4 | 26 | 5 | 3 |
| 18 | | Ferozepore, ... | 7,100 | 6,788 | 65 | 1,40,831 | 20 | 120 | 11 | 34 | 63 | 7 | 24 | 3 | 9 |
| | | Total, ... | 20,357 | 19,499 | 87 | 3,18,851 | 17 | 178 | 1 | 33 | 68·7 | 5 | 24 | 5 | 2·66 |
| 19 | RAWUL PINDEE. | Rawul Pindee, ... | 6,151 | 6,077 | 91 | 78,516 | 13 | 129 | 1 | 36 | 64·7 | 4 | 23 | 8 | 10 |
| 20 | | Jhelum, ... | 3,231 | 3,150 | 112 | 50,246 | 16 | 30 | 4 | 51 | 58 | 3 | 9 | 3 | 7 |
| 21 | | Goojrat, ... | 3,078 | 3,032 | 178 | 39,616 | 18 | 95 | 1 | 40 | 72 | 5 | 24 | 3 | 10 |
| 22 | | Shahpoor, ... | 3,265 | 3,170 | 95 | 57,810 | 18 | 174 | 1 | 30 | 53 | 3 | 21 | 4 | 2 |
| | | Total, ... | 15,725 | 15,429 | 119 | 2,26,188 | 15 | 174 | 1 | 39·2 | 61·7 | 3·75 | 19·2 | 4·5 | 7·2 |
| 23 | DERAJAT. | Bunnoo, ... | 4,505 | 4,400 | 58·19 | 63,821 | 12 | 365 | 2 | 61·18 | 63·60 | 5·43 | 8·30 | 1 | 20·06 |
| 24 | | Dera Ismael Khan, | 4,554 | 4,439 | 78·76 | 96,852 | 21 | 450 | 1 | 32·07 | 68·60 | 5·24 | 21·80 | 5·09 | 13·94 |
| 25 | | Dera Gazee Khan, | 4,118 | 3,958 | 57· | 73,299 | 18 | 202 | 1 | 27 | 74 | 6 | 26· | 1 | 1 |
| | | Total, ... | 13,177 | 12,797 | 64·65 | 2,33,972 | 18 | 450 | 1 | 40·08 | 68·73 | 5·56 | 18·70 | 2·06 | 11·66 |
| 26 | MOOLTAN. | Mooltan, ... | 2,703 | 2,622 | 64 | 58,102 | 22 | 189 | 1 | 34·5 | 76 | 7·9 | 22·6 | 5·3 | 2·7 |
| 27 | | Jhung, ... | 3,480 | 3,378 | 87 | 47,687 | 14 | 130 | 1 | 22 | 73 | 4 | 30 | 5 | 11 |
| 28 | | Montgomery, ... | 2,069 | 2,050 | 149 | 29,430 | 14 | 133 | 1 | 27 | 75 | 6·8 | 22 | 10·3 | 8·7 |
| 29 | | Moozuffergurh, ... | 3,550 | 3,495 | 70 | 54,076 | 15 | 127 | 1 | 22 | 61 | 5 | 35 | 2 | 9 |
| | | Total, ... | 11,802 | 11,545 | 92·5 | 1,89,295 | 16 | 189 | 1 | 26·3 | 71·2 | 5·87 | 27·4 | 5·63 | 7·85 |
| 30 | PESHAWUR. | Peshawur, ... | 6,706 | 6,347 | 71 | 76,111 | 11 | 1,050 | 1 | 42 | 76 | 4 | 21 | 6 | 5 |
| 31 | | Hussara, ... | 1,278 | 1,226 | 260 | 31,831 | 26 | 149 | 1 | 35 | 74 | 4 | 23 | 3 | 8 |
| 32 | | Kohat, ... | 718 | 713 | 140 | 17,399 | 24 | 147 | 2 | 45·30 | 65·94 | 5·90 | 19·49 | 2·52 | 10·23 |
| | | Total, ... | 8,702 | 8,286 | 157 | 1,25,341 | 15 | 1,050 | 1 | 40·6 | 71·98 | 4·47 | 21·16 | 3·84 | 7·74 |
| | | GRAND TOTAL ... | 1,50,685 | 1,45,457 | 99 | 23,79,537 | 17 | 1,050 | 1 | 35 | 67 | 5 | 22 | 5 | 8 |

No. XI.

ALL THE DISTRICTS OF THE PUNJAB DURING THE YEAR 1867.

| 17 | 18 | 19 | 20 | 21 | | | 22 | | | 23 | | | 24 | | | 25 | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| OF | | | | VALUE AND COST. | | | | | | | | | | | | | | |
| Non-suits and dismissals in default, to the number of cases disposed of. | Original suits by Tehseildars to the number disposed of. | Cases pending at the close of the year in the number on the file. | Date of oldest case pedning. | Total value of suits. | | | Total cost of suits. | | | Average value of each suit. | | | Average cost of each suit. | | | Per-centage of cost to value. | | |
| 6·77 | 25·23 | 5·15 | 8th Janry. 1866, | 8,69,806 | ... | ... | 70,006 | ... | ... | 177 | 4 | 8 | 14 | 8 | 1 | 8 | ... | ... |
| 11 | 67.7 | 3 | 16th Augt. 1867, | 1,17,074 | 1 | ... | 13,288 | 8 | ... | 67 | 3 | 8 | 7 | 9 | 10 | 11 | 5 | 9 |
| 8 | 57 | 3 | 7th Novr. „ | 2,78,443 | 14 | 4 | 19,038 | ... | ... | 143 | 1 | 4 | 19 | 12 | 6 | 6 | 13 | 5 |
| 8·59 | 49·9 | 3·72 | ... | 12,65,325 | 15 | 4 | 1,02,332 | 8 | ... | 147 | 14 | 2 | 11 | 15 | 2 | 8 | 1 | 5 |
| 8 | 83 | 2 | 12th Octr. 1867, | 1,23,066 | 13 | 4 | 13,108 | 4 | 6 | 81 | 5 | 8 | 8 | 10 | 7 | 10 | 10 | 5 |
| 6·59 | 61·81 | 0·78 | 26th Augt. „ | 98,166 | ... | ... | 12,312 | ... | ... | 66 | 1 | 8 | 8 | 4 | 8 | 12 | 8 | 8 |
| 11 | 70 | 2 | 18th Novr. „ | 59,156 | 2 | ... | 5,583 | 7 | ... | 64 | 2 | 7 | 6 | ... | ... | 9 | ... | 7 |
| 8·53 | 71·60 | 1·59 | ... | 2,80,388 | 15 | 4 | 30,953 | 11 | 6 | 71 | 8 | 5 | 7 | 8 | 3 | 11 | ... | 8 |
| 14 | 43 | 3 | 20th Augt. 1867, | 4,30,102 | 3 | 5 | 40,664 | 11 | ... | 57 | 11 | 9 | 5 | 6 | 8 | 9 | 7 | 3 |
| 9 | 20 | 3 | 31st Octr. „ | 3,28,753 | 7 | 10 | 39,535 | 14 | ... | 54 | 4 | 7 | 6 | 8 | 6 | 12 | ... | 5 |
| 13·85 | 6·07 | 2,68 | 1st Augt. 1866, | 1,78,549 | 4 | 3 | 16,487 | 3 | ... | 98 | 9 | 5 | 9 | 1 | 7 | 9 | 3 | 8 |
| 12·28 | 23·02 | 2·89 | ... | 9,37,404 | 15 | 6 | 96,687 | 12 | ... | 60 | 15 | ... | 6 | 4 | 8 | 10 | 5 | 4 |
| 15·80 | 33·47 | 4·20 | 7th May 1867. | 5,44,449 | 14 | 2 | 58,715 | 4 | ... | 52 | 11 | 3 | 5 | 10 | 11 | 10 | 12 | 6 |
| 8·5 | 47·47 | 4 | 10th June „ | 4,68,673 | 3 | 6 | 64,360 | 15 | ... | 43 | ... | 10 | 5 | 14 | 7 | 13 | 13 | 2 |
| 10·1 | 86·1 | 3 | 28th Augt. „ | 1,18,715 | 2 | 10 | 14,546 | 8 | ... | 33 | 1 | 6 | 4 | ... | 10 | 12 | 3 | 3 |
| 11·46 | 55·68 | 3·73 | ... | 11,31,838 | 4 | 6 | 1,37,622 | 11 | ... | 45 | 10 | 3 | 5 | 9 | ... | 12 | 2 | 7 |
| 36·3 | 51·3 | 6·3 | 1st May 1866, | 6,40,944 | 3 | 8 | 58,981 | 11 | ... | 57 | 7 | .. | 5 | 15 | 11 | 9 | 5 | 7 |
| 16·06 | 80·38 | 1·84 | 2nd Octr. 1867, | 2,34,040 | ... | 9 | 23,577 | 6 | ... | 42 | 12 | 5 | 4 | 4 | 11 | 10 | 10 | 2 |
| 12·41 | 67·78 | 2·43 | 1st Augt. „ | 3,65,090 | ... | ... | 47,239 | 5 | 6 | 42 | 7 | 6 | 5 | 8 | ... | 12 | 15 | ... |
| 21·59 | 66·49 | 3·52 | ... | 12,40,074 | 4 | 5 | 1,29,798 | 6 | 6 | 48 | 1 | 9 | 5 | 1 | 10 | 10 | 7 | 6 |
| 17 | 60 | 5 | 29th May 1867, | 6,64,391 | 7 | ... | 47,791 | 7 | ... | 74 | 2 | 7 | 5 | 5 | 4 | 7 | 3 | 1 |
| 15 | 62 | 2 | 2nd Novr. „ | 1,60,814 | 5 | 3 | 14,618 | 8 | ... | 42 | 13 | 9 | 4 | 11 | 2 | 10 | 15 | 3 |
| 17 | 59 | 4 | 8th Octr. „ | 3,64,046 | 11 | 4 | 31,290 | 7 | ... | 50 | 11 | 10 | 4 | ... | 1 | 9 | 1 | 6 |
| 16·3 | 60 | 3·66 | ... | 11,89,252 | 7 | 7 | 93,680 | 6 | ... | 63 | 9 | 5 | 4 | 12 | 3 | 7 | 14 | ... |
| 17 | 52 | 1 | 13th Novr. 1867, | 2,77,451 | ... | ... | 27,748 | 12 | ... | 45 | 10 | 6 | 4 | 9 | 1 | 10 | ... | ... |
| 16 | 66 | 2 | 29th July, | 2,35,369 | ... | ... | 19,276 | ... | ... | 75 | ... | ... | 6 | ... | ... | 8 | ... | ... |
| 14 | 67 | 1 | 11th November, | 1,16,121 | 15 | 2 | 13,717 | 7 | 6 | 38 | 4 | 9 | 4 | 4 | 1 | 11 | 3 | 6 |
| 16 | 59 | 3 | 1st November, | 1,61,415 | ... | ... | 16,818 | ... | ... | 51 | ... | ... | 5 | 5 | ... | 10 | 6 | ... |
| 16 | 61 | 1·75 | ... | 7,90,356 | 15 | 2 | 77,560 | 3 | 6 | 51 | 3 | 7 | 5 | | 5 | 9 | 15 | ... |
| 5 | 73·86 | 3·99 | 22nd Octr. 1867, | 1,55,394 | ... | ... | 18,649 | ... | ... | 29 | 8 | 5 | 3 | 2 | 11 | 10 | 4 | 6 |
| 9·82 | 70·48 | 2·48 | 7th May „ | 1,88,223 | 11 | 5 | 21,151 | 7 | ... | 42 | 6 | 1 | 4 | 12 | 2 | 11 | 3 | 9 |
| 16 | 61 | 3 | 2nd Feby. „ | 1,18,765 | ... | ... | 12,930 | ... | ... | 30 | ... | ... | 3 | ... | ... | 11 | ... | ... |
| 10·27 | 68·44 | 2·16 | ... | 4,62,382 | 11 | 5 | 52,730 | 7 | ... | 36 | 2 | 1 | 4 | 1 | 11 | 11 | 6 | 2 |
| 13·6 | 57·7 | 3 | 4th Novr. 1867, | 2,35,020 | ... | ... | 22,024 | 14 | ... | 89 | 10 | 2 | 8 | 6 | 5 | 9 | 5 | 11 |
| 19 | 74 | 3 | 1st November, | 1,25,663 | 15 | 5 | 16,231 | 14 | ... | 37 | 3 | 3 | 4 | 12 | 11 | 12 | 14 | 9 |
| 18 | 96·9 | ·87 | 30th Augt. | 1,07,280 | 11 | 5 | 11,881 | 12 | ... | 52 | 4 | 10 | 5 | 13 | 6 | 11 | 1 | 2 |
| 18 | 56 | 1·55 | 14th Novr. | 1,24,869 | 8 | 6 | 13,975 | 5 | ... | 35 | 11 | 8 | 4 | ... | ... | 11 | 3 | 1 |
| 17·15 | 66·15 | 2·10 | ... | 5,92,834 | 3 | 4 | 64,113 | 13 | ... | 51 | 5 | 7 | 5 | 9 | ... | 10 | 13 | 4 |
| 8 | 27 | 5 | 23rd Augt. 1867, | 3,31,578 | 15 | 7 | 30,737 | 4 | ... | 52 | 3 | 10 | 4 | 13 | 5 | 9 | 4 | 3 |
| 18 | 64 | 4 | 24th July, | 40,121 | ... | ... | 4,727 | 3 | ... | 32 | 14 | 11 | 3 | 14 | 2 | 11 | 12 | 5 |
| 9·98 | 41·79 | 0·69 | 27th Novr. | 20,959 | ... | 5 | 2,342 | 2 | ... | 29 | 6 | 7 | 3 | 9 | 8 | 12 | 2 | .. |
| 11·99 | 44·26 | 3·23 | ... | 3,92,659 | ... | ... | 38,006 | 9 | ... | 47 | 6 | 3 | 4 | 9 | 5 | 9 | 10 | 10 |
| 14 | 53 | 3 | ... | 82,57,915 | 8 | 7 | 8,13,854 | 7 | 6 | 56 | 12 | 4 | 5 | 9 | 5 | 9 | 13 | 7 |

# APPENDIX NO. XII.

## VALUE AND COSTS.

# APPENDIX

## STATEMENT SHEWING THE AVERAGE VALUE AND COSTS OF CASES DISPOSED

| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | CIVIL SUITS. | | | | | | | | | | | |
| | | | Cost of Suits. | | | | | | | | | |
| Classification of suits according to value. | No. of Suits. | Aggregate value of Suits. | Institution Stamps. | Talabana. | Miscellaneous Costs. | Total. | Average value of Suits. | Average cost of Suits. | Per-centage of cost to value. | Average duration. | No. of Suits. | Aggregate value of Suits. |
| Not exceeding Rs. 5 | 10,263 | 35,364 | 8,602·00 | 2,258·40 | 1,313·54 | 12,173·94 | 3·44 | 1·19 | 34·44 | 9 | 5,386 | 15,093 |
| " 10 | 21,788 | 1,77,528 | 20,527·75 | 5,521·57 | 4,233·45 | 30,282·77 | 8·15 | 1·39 | 17·10 | 11 | 5,863 | 48,846 |
| " 20 | 29,456 | 4,47,183 | 41,056·15 | 11,144·25 | 7,420·13 | 59,620·53 | 15·18 | 2·03 | 13·33 | 10 | 6,095 | 1,07,500 |
| " 50 | 27,497 | 8,90,824 | 81,548·25 | 22,038·37 | 9,781·91 | 1,13,367·43 | 32·39 | 4·13 | 12·72 | 14 | 5,061 | 1,53,002 |
| " 100 | 13,454 | 9,24,423 | 83,025·75 | 24,058·50 | 11,762·58 | 1,18,846·83 | 68·71 | 8·83 | 12·86 | 18 | 2,364 | 1,61,500 |
| " 500 | 9,541 | 19,01,545 | 1,43,810·00 | 36,779·10 | 15,416·49 | 1,96,005·59 | 197·23 | 20·53 | 10·31 | 22 | 1,564 | 2,96,473 |
| " 1,000 | 890 | 6,18,281 | 35,503·50 | 10,453·00 | 8,261·30 | 54,217·80 | 694·68 | 60·92 | 8·77 | 25 | 98 | 69,334 |
| " 5,000 | 458 | 9,52,773 | 38,224·50 | 15,400·00 | 6,421·95 | 61,046·45 | 2,080·29 | 133·29 | 6·41 | 29 | 41 | 80,084 |
| " 20,000 | 58 | 5,57,650 | 17,625·00 | 8,339·50 | 4,691·51 | 30,656·01 | 9,611·21 | 530·27 | 5·49 | 23 | ... | ... |
| " 1,00,000 | 10 | 3,92,025 | 6,103·00 | 3,204·00 | 1,202·50 | 10,509·50 | 39,202·50 | 1,050·95 | 2·70 | ... | 1 | 41,633 |
| " 5,00,000 | 2 | 2,60,225 | 2,130·00 | 1,003·00 | 1,190·00 | 5,323·00 | 1,30,112·50 | 2,661·50 | 2·04 | 464 | . | ... |
| Exceeding. 5,00,000 | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... |
| Total, ... | 113,617 | 71,57,820 | 4,80,155·90 | 1,22,303·69 | 71,785·26 | 6,74,244·85 | 63·00 | 5·93 | 9·42 | 22 | 27,461 | 9,73,534 |

# NO. XII.

## OF IN THE DISTRICT COURTS OF THE PUNJAB, DURING THE YEAR 1867.

| 14 | 15 | 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 | 25 | 26 | 27 | 28 | 29 | 30 | 31 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| REGULAR REVENUE SUITS. | | | | | | | | SUMMARY SUITS. | | | | | | | | | |
| Cost of Suits. | | | | | | | | | | Cost of Suits. | | | | | | | |
| Institution Stamps. | Talabana. | Miscellaneous Costs. | Total. | Average value of Suits. | Average cost of Suits. | Per-centage of cost to value. | Average duration. | No. of cases. | Aggregate value of Suits. | Institution Stamps. | Talabana. | Miscellaneous Costs. | Total. | Average value of Suits. | Average cost of Suits. | Per-centage of cost to value. | Average duration. |
| 5,546·75 | 1,432·56 | 2,044·06 | 9,023·37 | 2·80 | 1·67 | 59·72 | 11 | 896 | 2,713 | 487·75 | 208·25 | 117·50 | 813·50 | 3·03 | ·91 | 30·00 | 13 |
| 6,551·25 | 1,714·38 | 2,303·93 | 10,579·56 | 8·46 | 1·80 | 21·06 | 12 | 990 | 7,517 | 620·25 | 250·25 | 150·31 | 1,020·81 | 7·59 | 1·03 | 13·58 | 15 |
| 10,392·25 | 2,716·38 | 3,378·69 | 16,487·82 | 15·45 | 2·38 | 15·34 | 11 | 1,094 | 15,441 | 813·38 | 311·63 | 186·13 | 1,341·14 | 15·03 | 1·23 | 8·16 | 19 |
| 15,871·25 | 3,848·62 | 3,201·81 | 22,921·68 | 30·24 | 4·53 | 14·32 | 14 | 910 | 28,372 | 1,143·75 | 387·13 | 228·38 | 1,759·26 | 31·18 | 1·93 | 6·17 | 24 |
| 15,495·25 | 4,133·13 | 2,764·56 | 22,392·94 | 68·32 | 9·47 | 13·87 | 17 | 306 | 22,085 | 818·13 | 267·13 | 140·81 | 1,226·07 | 72·24 | 4·06 | 5·55 | 32 |
| 25,982·75 | 6,658·13 | 3,017·13 | 35,058·01 | 189·55 | 22·80 | 12·03 | 18 | 250 | 40,544 | 962·63 | 349·75 | 131·44 | 1,443·82 | 160·67 | 5·77 | 3·56 | 19 |
| 4,584·00 | 1,363·50 | 476·44 | 6,423·94 | 707·48 | 65·55 | 9·26 | 23 | 8 | 6,419 | 119·00 | 52·50 | 2·50 | 174·00 | 802·38 | 21·75 | 2·71 | 20 |
| 4,137·50 | 1,812·50 | 461·00 | 6,411·00 | 1,953·27 | 156·37 | 8·00 | 22 | 2 | 3,470 | 31·00 | 12·00 | 1·50 | 44·50 | 1,235·00 | 22·25 | 1·80 | 31 |
| ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... |
| 708·00 | 400·00 | 794·00 | 1,902·00 | 41,633·00 | 1,902·00 | 4·57 | 208 | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... |
| ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... |
| ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... |
| 69,269·00 | 24,078·20 | 18,441·62 | 1,31,788·82 | 35·53 | 4·81 | 13·50 | 19 | 4,456 | 1,36,561 | 5,025·79 | 1,838·64 | 956·57 | 7,821·00 | 28·40 | 1·76 | 6·18 | 17 |

# APPENDIX NO. XIII.

## CASES DISPOSED OF BY EACH OFFICER.

# APPENDIX No. XIII.

## STATEMENT SHOWING THE NUMBER OF ORIGINAL SUITS DISPOSED OF BY EACH OFFICER DURING 1867: THE AVERAGE DURATION OF EACH CASE &c.

| Powers. | Designation of Office. | Names of Officers. | Period of service during the year. M. | Period of service during the year. D. | Number of *Original* cases disposed of. | Number of *Miscellaneous* cases disposed of. | Average duration of: Cases struck off, &c. | Average duration of: Do. uncontested in Court. | Average duration of: Do. contested in Court. | Average number of cases disposed of per mensem. |
|---|---|---|---|---|---|---|---|---|---|---|
| | | **DELHI DIVISION.** | | | | | | | | |
| | | DELHI DISTRICT. | | | | | | | | |
| A.—ORDINARY COURTS. | | | | | | | | | | |
| Section XI of Act XIX of 1865, ... | Deputy Commissioner, ... ... ... | Major C. A. McMahon, ... ... ... | 1 | 21 | 7 | ... | 102 | 65 | 39 | 4 |
| " " ... | Officiating do., ... ... ... | Mr. D. Fitzpatrick, ... ... ... | 9 | 7 | 42 | 251 | 48 | 70 | 134 | 4 |
| " X " Full powers, ... | Assistant Commissioner, ... ... | Mr. E. O'Brien, ... ... ... ... | 11 | ... | 112 | 62 | 33 | 19 | 41 | 10 |
| " " " ... | Do. do., ... ... ... | Mr. A. Stogden, ... ... ... ... | 10 | .. | 160 | 174 | 44 | 45 | 53 | 16 |
| " " " ... | Extra Assist. do., ... ... ... | Mr. T. W. Bailey, ... ... ... ... | 6 | ... | 32 | 101 | 92 | 77 | 93 | 5 |
| " " " ... | Do. do., ... ... ... | Mr. C. W. Lennox, ... ... ... ... | 6 | ... | 68 | 115 | 12 | 77 | 79 | 11 |
| " " " ... | Do. do., ... ... ... | Rae Bunsee Lal, ... ... ... ... | 11 | ... | 278 | 506 | 26 | 53 | 46 | 27 |
| " VII " Ordinary powers, ... | Assistant do., ... ... ... | Lieut. Macpherson, ... ... ... ... | 7 | 20 | 187 | 27 | 17 | 25 | 24 | 24 |
| V " First class, ... | Tehseeldar, ... ... ... | Nujjaf Khan, ... ... ... ... | 11 | ... | 132 | 85 | 53 | 36 | 79 | 12 |
| " " " ... | Do., ... ... ... | Hardeo Sahai, ... ... ... ... | 11 | ... | 387 | 233 | 11 | 13 | 10 | 35 |
| " " " ... | Do., ... ... ... | Raja Lall, ... ... ... ... ... | 11 | ... | 529 | 353 | 28 | 24 | 37 | 48 |
| " VI " Second class, ... | Naib Do., ... ... ... | Thakar Dass, ... ... ... ... | 11 | ... | 179 | 62 | 23 | 27 | 47 | 16 |
| Act XI of 1865, ... ... ... ... | District Judge of Small Causes, ... | Messrs. T. W. Smyth and Carr Stephens, ... | 11 | ... | 2,757 | 1,525 | 4 | 5 | 6 | 251 |
| | | GOORGAON DISTRICT. | | | | | | | | |
| Section XI of Act XIX of 1865, ... | Deputy Commissioner, ... ... ... | Mr. D. G. Barkley, Offg., ... ... | 2 | ... | 6 | 44 | ... | 32 | 26 | 3 |
| " " ... | Do. do., ... ... ... | Mr. L. Cowan, do., ... ... | 1 | 14 | 1 | 10 | ... | ... | 20 | 1 |
| " " ... | Do. do., ... ... ... | Lieut. Col. W. R. Elliott, do., ... ... | ... | 17 | ... | 38 | ... | ... | ... | ... |
| X Full powers, ... | Extra Assist. do., ... ... ... | Syud Safdar Hosein Khan, ... ... ... | 4 | 20 | 165 | 141 | 13 | 17 | 21 | 35 |
| " " ... | Do. do., ... ... ... | Mahamuad Sultan Khan, ... ... ... | 5 | ... | 38 | 85 | 8 | 17 | 27 | 8 |
| VIII Special powers, ... | Assistant do., ... ... ... | Mr. W. E. Purser, ... ... ... | 9 | ... | 183 | 130 | 15 | 18 | 21 | 20 |
| VII Ordinary powers, ... | Do. do., ... ... ... | Mr W. E. Purser, ... ... ... | 3 | ... | 64 | 18 | 12 | 14 | 27 | 21 |
| V First class, ... | Tehseeldar, ... ... ... | Imdad Ali, ... ... ... ... ... | 11 | ... | 181 | 115 | 13 | 18 | 27 | 16 |
| " " ... | Do., ... ... ... | Piyaree Lall, ... ... ... ... | 11 | ... | 97 | 66 | 11 | 16 | 21 | 9 |
| " " ... | Do., ... ... ... | Budrud Deen Khan, ... ... ... ... | 11 | ... | 107 | 85 | 23 | 8 | 32 | 10 |
| " " ... | Do., ... ... ... | Sheo Lall, ... ... ... ... ... | 11 | ... | 252 | 189 | 8 | 11 | 17 | 23 |
| " " ... | Do., ... ... ... | Shoukee Ram, ... ... ... ... | 11 | ... | 73 | 20 | 15 | 11 | 15 | 7 |

| | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| " VI | " | Naib ditto, | Bunsee Dhar, | 11 | ... | 42 | 20 | 8 | 8 | 21 | 4 |
| " " | " | Do. ditto, | Durga Parshad, | 11 | ... | 122 | 55 | 16 | 16 | 33 | 11 |
| " " | " | Do. ditto, | Ghulam Hosein Khan, | 11 | ... | 176 | 113 | 11 | 18 | 8 | 16 |
| " " | " | Do. ditto, | Ram Riek Paul, | 11 | ... | 148 | 45 | 13 | 13 | 7 | 14 |
| " " | " | Honorary Civil Judge, | Mahommed Tafazzul Hosein Khan, | 11 | ... | 85 | 63 | 23 | 7 | 13 | 8 |
| | | | **Kurnal District.** | | | | | | | | |
| Section XI, Act XIX of 1865, | | Deputy Commissioner, | Captain J Parsons, | 9 | ... | 60 | 44 | 9 | 6 | 14 | 7 |
| " | " | Do. ditto, | Mr. G. Knox, | 3 | ... | 7 | 12 | 11 | 1 | 20 | 2 |
| " X | " Full powers, | Assistant ditto. | Mr G. Knox, | ... | 15 | 6 | ... | 8 | 2 | 214 | 12 |
| " | " | Extra Assistant ditto, | Munshee Mittun Lall, | 11 | ... | 34 | 64 | 56 | 26 | 27 | 3 |
| " | " | Do ditto, | Munshee Sham Lall, | 11 | ... | 144 | 269 | 14 | 19 | 22 | 13 |
| " VIII | Special powers, | Do. ditto, | Mr. C. M Burton, | 11 | ... | 344 | 845 | 13 | 26 | 20 | 31 |
| " VII | Ordinary powers, | Do. ditto, | Mr. A. Raynor, | 3 | 10 | 111 | 45 | 11 | 16 | 15 | 33 |
| " V | 1st Grade, | Tahseeldar, | Sookhan Lall, | 11 | ... | 432 | 254 | 16 | 17 | 46 | 40 |
| " | " | ditto, | Ahmad Hosein, | 11 | ... | 180 | 81 | 15 | 11 | 22 | 16 |
| " | " | ditto, | Ameer Ali, | 11 | ... | 242 | 235 | 12 | 20 | 22 | 22 |
| " VI | 2nd Grade, | Naib ditto, | Deen Dyal, | 11 | ... | 125 | 66 | 21 | 21 | 19 | 13 |
| " " | " | Do. ditto, | Mahommed Yaseen, | 5 | 3 | 35 | 2 | 13 | 11 | 15 | 7 |
| " " | " | Do. ditto, | Wuzeer Chand, | 10 | ... | 87 | ... | 14 | 14 | 29 | 9 |
| " " | " | Honorary Civil Judge, | Nawab Ahmad Ali Khan, | 10 | 15 | 78 | 13 | 9 | 12 | 13 | 7 |
| " " | " | Ditto, | " Mahommed Ali Khan, | 11 | ... | 55 | 98 | 9 | 8 | 12 | 5 |
| " " | " | Ditto, | Bhai Jasmeer Singh, | 11 | ... | 1 | ... | ... | 10 | ... | ... |
| " " | " | Ditto, | " Anokh Singh, | 1 | 15 | 5 | ... | ... | 7 | 8 | 3 |
| | | | **HISSAR DIVISION.** | | | | | | | | |
| | | | **Hissar District.** | | | | | | | | |
| Section XI, Act XIX of 1865, | | Deputy Commissioner, | Major J. Fendall, | 3 | ... | 2 | 92 | ... | 78 | ... | 1 |
| " | " | Do ditto, | Major T F Forster, | 8 | ... | 45 | 283 | 15 | 14 | 18 | 6 |
| " X | " Full powers, | Assistant ditto, | Major T. F. Forster, | 3 | ... | 28 | 6 | 24 | 19 | 27 | 8 |
| " | " | Do ditto, | Mr. F Venning, | 2 | 2 | 4 | 1 | 2 | 13 | 44 | 2 |
| " | " | Extra Assistant ditto, | Jamal Ali, | 4 | 4 | 40 | 8 | 11 | 12 | 16 | 10 |
| " VIII | " Special powers, | Do. ditto, | Peer Bakhsh, | 11 | ... | 129 | 40 | 15 | 23 | 24 | 12 |
| " V | 1st Grade, | Tahseeldar, | Joydyal Singh, | 11 | ... | 241 | 165 | 14 | 13 | 18 | 22 |
| " " | " | Ditto, | Ramjee Dass, | 11 | ... | 256 | 199 | 20 | 12 | 44 | 23 |
| " " | " | Ditto, | Bansee Dhur, | 11 | ... | 202 | 183 | 9 | 13 | 15 | 27 |
| " " | " | Ditto, | Gunda Mull, | 11 | ... | 402 | 136 | 12 | 18 | 22 | 37 |
| " " | " | Ditto, | Rattan Lall, | 11 | ... | 79 | 14 | 18 | 40 | 19 | 7 |
| | | | **Rhotuck District.** | | | | | | | | |
| Section XI, Act XIX of 1865, | | Deputy Commissioner, | Colonel F E Voyle, | 3 | 10 | ... | 14 | ... | ... | .. | ... |
| " | " | Do. ditto, | Major J Fendall, | 7 | 20 | 19 | 182 | 27 | 69 | 55 | 2 |
| " X | " Full powers, | Extra Assistant ditto, | Mr. C. W. Lennox, | 5 | 18 | 91 | 261 | 21 | 22 | 21 | 16 |
| " | " | Do. ditto, | Mr T W Bailey, | 4 | 2 | 17 | 27 | 30 | 35 | 39 | 4 |
| " | " | Do ditto, | Partab Singh, | 11 | ... | 425 | 392 | 11 | 7 | 15 | 39 |
| " VII | Ordinary powers, | Assistant ditto, | Lieutt G. Macpherson, | 1 | 20 | 21 | 8 | 13 | 10 | 23 | 12 |
| " V | 1st Grade, | Tahseeldar, | Amanat Ali, | 10 | 27 | 207 | 201 | 14 | 10 | 16 | 18 |
| " " | " | Ditto, | Ghulam Nabi, | 11 | ... | 300 | 127 | 13 | 16 | 14 | 27 |
| " " | " | Ditto, | Harjewan Lall, | 11 | ... | 270 | 251 | 9 | 8 | 18 | 23 |
| " | " | Ditto, | Ikrar Ali, | 11 | ... | 135 | 119 | 10 | 8 | 13 | 12 |

## APPENDIX XIII—*Continued.*

| Powers. | Designation of Office. | Names of Officers. | Period of service during the year. M | Period of service during the year. D. | Number of *Original* cases disposed of. | Number of *Miscellaneous* cases disposed of. | Average duration of: Cases struck off, &c. | Average duration of: Do. uncontested in Court. | Average duration of: Do. contested in Court. | Average number of cases disposed of per mensem. |
|---|---|---|---|---|---|---|---|---|---|---|
| | | **Sirsa District.** | | | | | | | | |
| Section XI Act XIX of 1865, ... | Deputy Commissioner, ... ... | Lieut. Colonel H. A. Dwyer, ... ... | 11 | ... | 77 | 439 | 16 | 18 | 23 | 7 |
| " X " Full powers, ... | Extra Assistant ditto, ... ... ... | Mahtab Singh, ... ... ... ... ... | 11 | ... | 47 | 144 | 23 | 17 | 13 | 4 |
| " VIII " Special powers, ... | Assistant ditto, ... ... ... | Mr. T. E. Ellison, ... ... ... ... | 11 | ... | 151 | 184 | 12 | 15 | 19 | 14 |
| " V 1st Grade, ... | Tahseeldar, ... ... ... | Mool Chand, ... ... ... ... ... | 4 | ... | 134 | 56 | 15 | 15 | 27 | 33 |
| " " " ... | Ditto, ... ... ... ... | Summun Lall,... ... ... ... ... | 8 | ... | 180 | 109 | 9 | 12 | 16 | 22 |
| " " " ... | Ditto, ... ... ... ... | Jewan Ram, ... ... ... ... ... | 11 | ... | 160 | 34 | 14 | 16 | 15 | 15 |
| " " " ... | Ditto, ... ... ... ... | Summun Lall, ... ... ... ... ... | 3 | ... | 60 | 20 | 16 | 6 | 20 | 20 |
| " " " ... | Ditto, ... ... ... ... | Sahib Dyal, ... ... ... ... ... | 8 | ... | 113 | 31 | 20 | 11 | 10 | 14 |
| | | **UMBALLA DIVISION.** | | | | | | | | |
| | | **Amballa District.** | | | | | | | | |
| Section XI Act XIX of 1865, ... | Deputy Commissioner, ... ... | Captain J. S. Tighe, ... ... .. ... | 4 | 13 | 8 | 190 | 16 | 21 | 25 | 2 |
| " " ... | Do. ditto, ... ... ... | Mr. C. P. Elliott, ... ... ... ... | 3 | 10 | 7 | ... | 7 | ... | 39 | 2 |
| " X " Full powers, ... | Assistant ditto, ... ... ... | Mr R. W. Thomas, ... ... ... ... | 6 | 9 | 2 | 2 | ... | 11 | 14 | ... |
| " " " " ... | Do. ditto, ... ... ... | Mr. A R. Bulman, ... ... ... ... | 10 | 9 | 247 | 184 | 21 | 25 | 26 | 24 |
| " " " " ... | Do. ditto, ... ... ... | Mr. C. R Hawkins, ... ... ... ... | 10 | 14 | 431 | 115 | 21 | 24 | 28 | 41 |
| " " " " ... | Extra Assistant ditto, ... ... ... | Mr. G. Thomson, ... ... ... ... | 12 | ... | 276 | 444 | 28 | 21 | 31 | 23 |
| " " " " ... | Do. ditto, ... ... ... | Madho Parshad, ... ... ... ... | 10 | 9 | 566 | 564 | 17 | 19 | 2 | 55 |
| " " " ... | Do. ditto, ... ... ... | Jamal Ali, ... ... ... ... ... | 4 | 15 | 112 | 66 | 9 | 30 | 23 | 25 |
| " VIII " Special powers, ... | Assistant ditto, ... ... ... | Mr. E. H. Harrison, ... ... ... ... | 11 | 25 | 621 | 348 | 13 | 20 | 24 | 52 |
| " VII " Ordinary powers, ... | Do ditto, ... ... ... | Lieut W. J. Parker, ... ... ... ... | 4 | 24 | 89 | 24 | 7 | 16 | 20 | 18 |
| " V " 1st Grade, ... | Tahseeldar, ... ... ... | Saadud Deen Khan, ... ... ... ... | 12 | ... | 277 | 265 | 23 | 30 | 36 | 23 |
| " " " ... | ditto, ... ... ... ... | Burkut Ali, ... ... ... ... ... | 12 | ... | 918 | 788 | 10 | 21 | 18 | 75 |
| " " " ... | ditto, ... ... ... ... | Mahommed Rusheed,... ... ... ... | 12 | ... | 610 | 297 | 7 | 15 | 14 | 51 |
| " " " ... | ditto, ... ... ... ... | Ojagur Mull, ... ... ... ... ... | 3 | 18 | 118 | 63 | 25 | 33 | 28 | 33 |
| " " " ... | ditto, ... ... ... ... | Ajoodhia Pershad, ... ... ... ... | 11 | 3 | 297 | 246 | 11 | 26 | 24 | 27 |
| " " 2nd Grade, ... | ditto, ... ... ... ... | Bahadur Hossein, ... ... ... ... | 12 | ... | 521 | 326 | 10 | 12 | 15 | 43 |
| " " " ... | ditto, ... ... ... ... | Hameed Ali, ... ... ... ... ... | 7 | 10 | 355 | 213 | 37 | 15 | 18 | 48 |
| " VI " ... | Naib ditto, ... ... ... ... | Ghoolam Sarwar Khan, ... ... ... | 4 | ... | 10 | ... | 34 | 24 | 15 | 3 |
| " " " ... | Do. ditto, ... ... ... ... | Nund Lall, ... ... ... ... ... | 4 | ... | 128 | 29 | 6 | 12 | 15 | 32 |
| " " 1st Grade, ... | Honorary Civil Judge, ... ... ... | Sirdar Jewun Singh, Boorea, ... ... | 12 | ... | 213 | 146 | 11 | 9 | 14 | 18 |

| | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|
| Section VI, " 1st Grade, ... | Honorary Civil Judge, ... ... ... | Sirdar Purtab Singh, ... ... ... ... | 12 | ... | 205 | 24 | 4 | 2 | 10 | 17 |
| " " " " .. | Ditto, ... ... ... ... | Sirdar Bhughwan Singh, ... ... ... | 12 | ... | 35 | 5 | 9 | 6 | 18 | 3 |
| " " " " ... | Ditto, ... ... ... ... | Rai Kishen Singh, ... ... ... ... | 12 | ... | 43 | 25 | 11 | 11 | 23 | 4 |
| Act XXII of 1864, ... | Judge of Cantonment Court of Small Causes, ... ... ... ... | Captain E. A. C. Lambert, ... ... ... | 10 | 22 | 1,162 | 579 | 6 | 6 | 7 | 108 |
| | | Mr. G. Thomson (Offg.) ... ... ... | 1 | 6 | 250 | 80 | 6 | 5 | 8 | 208 |
| | | **Loodiana District.** | | | | | | | | |
| Section XI of Act XIX of 1865, ... | Deputy Commissioner, ... ... | Mr C. P. Elliott, ... ... ... ... | 7 | ... | 3 | 157 | ... | 14 | 8 | ... |
| " " " ... | Do. ditto, ... ... ... | Major W. Paske, ... ... ... ... | 4 | ... | 16 | 180 | 8 | 9 | 27 | 4 |
| " X " Full powers, ... | Assistant ditto, ... ... ... | Mr. T. Roberts, ... ... ... ... | 6 | 3 | 92 | 160 | 20 | 34 | 8 | 15 |
| " " " " ... | Extra Assistant ditto, ... ... ... | Mr. E. W. Parker, ... ... ... ... | 5 | 10 | 145 | 44 | 13 | 25 | 13 | 17 |
| " " " " ... | Do., ditto, ... ... ... | Mr. C. Stephen, ... ... ... ... | 1 | 10 | 44 | 38 | 66 | 13 | 7 | 33 |
| " " " " ... | Do., ditto, ... ... ... | Rai Mohna Lall, ... ... ... ... | 11 | ... | 315 | 309 | 15 | 17 | 21 | 29 |
| " VIII " Special powers, ... | Assistant ditto, ... ... ... | Mr. S. S. Thorburn, ... ... ... ... | 1 | 23 | 87 | 98 | 25 | 8 | 16 | 48 |
| " V " 1st Grade, ... | Tahseeldar, ... ... ... | Mr. G. L. Pollock, ... ... ... ... | 11 | ... | 306 | 294 | 10 | 14 | 16 | 28 |
| " " " " ... | ditto, ... ... ... ... | Salamat Ali, ... ... ... ... ... | 10 | 5 | 315 | 238 | 10 | 11 | 15 | 30 |
| " " " " ... | ditto, ... ... ... ... | Radha Kishon, ... ... ... ... ... | 10 | 15 | 589 | 300 | 13 | 13 | 17 | 56 |
| " VI " 2nd Grade. ... | ditto, ... ... ... ... | Chattar Singh, (Offg.) ... ... ... | ... | 25 | 3 | ... | ... | 9 | 10 | 4 |
| " " " " ... | Naib ditto, ... ... ... ... | Chattar Singh, ... ... ... ... | 10 | 5 | 237 | 36 | 10 | 14 | 13 | 23 |
| " " " " ... | Do. ditto, ... ... ... ... | Kutubud Deen, ... ... ... ... | 11 | ... | 466 | 102 | 22 | 8 | 8 | 42 |
| " " " " ... | Do. ditto, ... ... ... ... | Pholoo Mull, ... ... ... ... ... | 11 | ... | 601 | 181 | 13 | 10 | 14 | 55 |
| " " " " ... | Honorary Civil Judge, ... ... ... | Sirdar Utum Singh, ... ... ... ... | 11 | ... | 74 | 27 | 15 | 14 | 8 | 7 |
| " " " " ... | Ditto, ... ... ... ... | Sirdar Mit Singh, ... ... ... ... | 11 | ... | 62 | 11 | 12 | 11 | 7 | 6 |
| " " " " ... | Ditto, ... ... ... ... | Sirdar Hakeekat Singh, ... ... ... | 11 | ... | 34 | 2 | 9 | 9 | 12 | 3 |
| Act XI of 1865, ... | Judge of District Small Cause Court, ... | Mr. G. D. Westropp, ... ... ... | 10 | 8 | 2,667 | 1,540 | 10 | 7 | 10 | 265 |
| | | **Simla District.** | | | | | | | | |
| Section XI Act XIX of 1865, ... | Deputy Commissioner, ... ... | Colonel R. C. Lawrence, C. B., ... ... | 10 | 2 | 9 | 102 | 19 | 7 | 30 | 1 |
| " " " ... | Do. ditto, ... ... ... | Captain E. P. Gurdon, offg. ... ... ... | 1 | 28 | 16 | 15 | 18 | 25 | 28 | 8 |
| " X " Full powers, ... | Assistant ditto, ... ... ... | Mr. R. W. Thomas, ... ... ... | 2 | 9 | 23 | 178 | 23 | 18 | 20 | 9 |
| " " " " ... | Do. ditto, ... ... ... | Mr. J. D. Tremlett, ... ... ... | 9 | 22 | 193 | 34 | 19 | 13 | 27 | 17 |
| " " " " ... | Extra Assistant ditto, ... ... ... | Mr. T. C. Vaughan, ... ... ... ... | 10 | 2 | 154 | 128 | 49 | 35 | 31 | 15 |
| " " " " ... | Assistant ditto, ... ... ... | Captain E. P. Gurdon, ... ... ... | 5 | 25 | 13 | 3 | 27 | 58 | 4 | 2 |
| " VII " Ordinary powers, ... | Do. ditto, ... ... ... | Lieut. G. C. Napier, ... ... ... | 5 | 26 | 32 | 37 | 28 | 26 | 20 | 5 |
| " VI " 1st Grade, ... | Naib Tahseeldar, ... ... ... | Eisree Singh, ... ... ... ... ... | 12 | ... | 51 | 10 | 42 | 19 | 18 | 4 |
| " " " " ... | Do. ditto, ... ... ... ... | Bhajjan Singh, ... ... ... ... ... | 12 | ... | 59 | 6 | 19 | 2 | 2 | 5 |
| Act XI of 1865, ... | Judge of District Court of Small Causes, | Mr. T. C. Vaughan, ... ... ... ... | 3 | 16 | 149 | 146 | 4 | 3 | 3 | 42 |
| " ... | Ditto, ... ... ... ... | Captain E. P. Gurdon, ... ... ... | 8 | 14 | 1,112 | 739 | 13 | 12 | 9 | 131 |
| | | **JULLUNDUR DIVISION.** | | | | | | | | |
| | | **Jullundur District.** | | | | | | | | |
| Section XI Act XIX of 1865, ... | Deputy Commissioner, ... ... | Mr. G. R. Elsmie, ... ... ... ... | 8 | 13 | 1 | 47 | ... | ... | 1 | ... |
| " " " " ... | Do., ditto, ... ... ... | Captain A. Harcourt, ... ... ... ... | 3 | 12 | 2 | 72 | ... | ... | 9 | ... |
| " X " Full powers, ... | Assistant ditto, ... ... ... | Major J. B. Smyly, ... ... ... ... | ... | 6 | 1 | 19 | 116 | ... | ... | 5 |
| " " " " ... | Do., ditto, ... ... ... | Captain A. Harcourt, ... ... ... ... | 3 | 29 | 1 | 1 | ... | ... | 35 | ... |
| " " " " ... | Do., ditto, ... ... ... | Major R. Young, ... ... ... ... | 2 | 12 | 34 | 5 | 17 | 17 | 20 | 13 |
| " " " " ... | Do., ditto, ... ... ... | Mr. T. W. H. Tolbort, ... ... ... | 9 | 4 | 205 | 45 | 32 | 39 | 44 | 22 |
| " " " " ... | Do., ditto, ... ... ... | Captain T. Hare, ... ... ... ... | ... | 13 | ... | 9 | ... | ... | ... | ... |

## APPENDIX XIII—*Continued.*

| Powers. | Designation of Office. | Names of Officers. | Period of service during the year. M. | Period of service during the year. D. | Number of *Original* cases disposed of. | Number of *Miscellaneous* cases disposed of. | Average duration of: Cases struck off, &c. | Average duration of: Do. Uncontested in Court. | Average duration of: Do. Contested in Court | Average number of cases disposed of per mensem. |
|---|---|---|---|---|---|---|---|---|---|---|
| Sec X Act XIX of 1865, Full powers, ... | Assistant Commissioner, ... .. | Mr. J H. Penn, ... ... ... ... | 12 | ... | 22 | ... | 57 | 55 | 51 | 2 |
| " " " " ... | Extra Assistant ditto, ... ... ... | Mr. R S. Spencer, ... ... ... ... | 8 | ... | 877 | 458 | 35 | 39 | 47 | 110 |
| " " " " ... | Do. ditto, ... ... ... | Motee Lall, ... ... ... ... ... | 12 | ... | 197 | 221 | 29 | 30 | 35 | 16 |
| " " " " ... | Do. ditto, ... ... ... | Sultan Ali, ... ... ... ... ... | 11 | 15 | 1,182 | 1,070 | 36 | 34 | 44 | 103 |
| " VIII " Special powers, ... | Assistant ditto, ... ... ... | Mr. M S Champneys, ... ... ... | 1 | 23 | 106 | 79 | 16 | 33 | 40 | 60 |
| " " " " ... | Do. ditto, ... ... ... | Mr. S. S. Thorburn, ... ... ... | 2 | 16 | 185 | 48 | 21 | 23 | 28 | 74 |
| " " " " ... | Extra Assistant ditto, ... ... ... | Mr D. C. M Gordon, ... ... ... | 1 | 17 | 75 | 1 | 43 | 30 | 47 | 50 |
| " " " " ... | Do. ditto, ... ... ... | Mr. A. A Marshall, ... ... ... | 3 | ... | 133 | 78 | 25 | 24 | 34 | 14 |
| " V " 1st Grade, ... | Tahseeldar, ... ... ... | Hissamud Deen, ... ... ... | 10 | ... | 1,056 | 768 | 23 | 24 | 29 | 106 |
| " " " " ... | ditto, ... ... ... ... | Akbar Khan, ... ... ... ... | 10 | 17 | 992 | 661 | 23 | 26 | 24 | 94 |
| " " " " ... | ditto, ... ... ... ... | Oody Ram, ... ... ... ... | 6 | 15 | 553 | 247 | 8 | 10 | 12 | 85 |
| " " " 2nd Grade, ... | ditto, ... ... ... ... | Asa Ram. (Offg) ... ... ... | 6 | 28 | 678 | 372 | 24 | 22 | 31 | 97 |
| " " " 2nd Grade, ... | ditto, ... ... ... ... | Tath Deen, ... ... ... ... | 5 | ... | 51 | 16 | 10 | 15 | 15 | 10 |
| " VI " " ... | Naib ditto, ... ... ... ... | Asa Ram, ... ... ... ... | 4 | 13 | 128 | 14 | 11 | 11 | 14 | 29 |
| Act XI of 1865, ... ... ... | Judge of District Small Cause Court, ... | Mr J. H. Penn, ... ... ... ... | 12 | ... | 3,357 | 1,746 | 7 | 6 | 7 | 280 |
| Act XX of 1864, ... ... ... | Judge of Cantonment ditto, ... | Major J. C. Millar, ... ... ... ... | 12 | ... | 494 | 266 | 7 | 4 | 4 | 41 |
| | | **Hoshyarpoor District.** | | | | | | | | |
| Section XI, Act XIX of 1865, ... | Deputy Commissioner, ... ... | Mr. H E. Perkins, ... ... ... ... | 11 | 15 | 24 | 5 | 24 | 57 | 18 | 2 |
| " X " Full powers, ... | Assistant ditto, ... ... ... | Mr H. W. Trafford, ... ... ... ... | 10 | ... | 445 | 198 | 24 | 18 | 27 | 44 |
| " " " " ... | Extra Assistant ditto, ... ... ... | Mr. A K. Blackall, ... ... ... ... | 12 | ... | 507 | 695 | 30 | 21 | 35 | 42 |
| " " " " ... | Do. ditto, ... ... ... | Dya Shunker, ... ... ... ... | 10 | ... | 839 | 272 | 12 | 15 | 21 | 84 |
| " " " " ... | Do. ditto, ... ... ... | Yar Mahommed Khan, ... ... ... | 4 | ... | 579 | 112 | 16 | 19 | 23 | 145 |
| " VIII " Special powers, ... | Do ditto, ... ... ... | Anwar Shah, ... ... ... ... | 5 | ... | 306 | 170 | 17 | 18 | 15 | 61 |
| " V " 1st Grade, ... | Tahseeldar, ... ... ... | Salig Ram, ... ... ... ... | 10 | ... | 583 | 430 | 17 | 15 | 25 | 58 |
| " " " " ... | ditto, ... ... ... ... | Luchmun Dass, ... ... ... ... | 8 | ... | 582 | 262 | 15 | 15 | 19 | 73 |
| " " " " ... | ditto, ... ... ... ... | Sheo Parshad, ... ... ... ... | 12 | ... | 886 | 271 | 14 | 23 | 21 | 72 |
| " " " " ... | ditto, ... ... ... | Dass Mull, ... ... ... ... | 12 | ... | 1,149 | 598 | 16 | 9 | 14 | 92 |
| " " " 2nd Grade, ... | ditto, ... ... ... | Ramjee Mull, (Offg) ... ... ... | 2 | ... | 113 | 102 | 13 | 15 | 21 | 57 |
| " VI " " ... | Naib ditto, ... ... ... | Salig Ram, ... ... ... ... | 3 | 25 | 324 | 105 | 11 | 14 | 21 | 80 |
| " " " " ... | Do. ditto, ... ... ... | Narain Dass, ... ... ... ... | 12 | ... | 735 | 186 | 7 | 7 | 14 | 61 |
| " " " " ... | Do. ditto, ... ... ... | Jamiyat Rai, ... ... ... ... | 12 | ... | 793 | 375 | 13 | 12 | 16 | 66 |
| " " " " ... | Do. ditto, ... ... ... | Mahommed Azeem Khan, ... ... ... | .. | ... | ... | 145 | .. | ... | ... | ... |
| Act XI of 1865, ... | Judge of District Court of Small Causes, | Mr. A. J. S. Donald, ... ... ... | 9 | ... | 2,510 | 1,349 | 7 | 8 | 9 | 280 |
| " " " ... | Ditto, ... ... ... | Mr. T. W. H. Tolbort, (Offg) ... ... | 2 | ... | 508 | 272 | 7 | 10 | 10 | 254 |

| | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | **Kangra District.** | | | | | | | |
| Section XI of Act XIX of 1865, | Deputy Commissioner, | Major E. H. Paske, | 10 | 25 | 23 | 260 | 39 | 33 | 27 | 2 |
| " X, " Full powers, | Assistant ditto, | Mr. W. Coldstream, | 12 | ... | 118 | 137 | 19 | 25 | 28 | 10 |
| " " " " | Do. ditto, | Mr. C. M. Rivaz, | 11 | 16 | 179 | 141 | 13 | 12 | 15 | 18 |
| " " " " | Do. ditto, | Mr. W. M. Young, | 2 | 17 | 3 | 3 | 1 | 5 | ... | 1 |
| " VII, " Ordinary powers, | Extra Assistant ditto, | Raja Hameed Ullah Khan, | 1 | ... | 16 | 2 | 7 | 5 | 12 | 16 |
| " V, " 1st Grade, | Tahseeldar, | Baha-ood-deen, | 12 | ... | 598 | 196 | 9 | 16 | 23 | 60 |
| " " " " | ditto, | Oody Ram, | 5 | ... | 205 | 136 | 16 | 17 | 16 | 41 |
| " " " " | ditto, | Salig Ram, | 7 | ... | 258 | 216 | 24 | 14 | 23 | 37 |
| " " " " | ditto, | Nund Lall, (Offg.) | 12 | ... | 257 | 99 | 11 | 21 | 16 | 21 |
| " " " " | ditto, | Kahn Chund, (Offg.) | 12 | ... | 228 | 92 | 23 | 5 | 7 | 19 |
| " " " " | ditto, | Laljee Mull, | 5 | 3 | 321 | 117 | 17 | 12 | 25 | 64 |
| " " " " | ditto, | Lall Singh, (Offg.) | 6 | 27 | 306 | 168 | 14 | 9 | 21 | 44 |
| " VI, " 2nd Grade, | Naib ditto, | Mahommed Ali, | 12 | 35 | 635 | 216 | 25 | 28 | 22 | 53 |
| " " " " | Do. ditto, | Lall Singh, | 4 | 12 | 69 | 6 | 14 | 9 | 3 | 16 |
| " " " " | Do. ditto, | Kirpa Ram, | 4 | ... | 38 | 18 | 120 | 13 | 23 | 9 |
| " " " " | Do. ditto, | Pholo Mull, | 10 | ... | 172 | 126 | 15 | 11 | 13 | 17 |
| " " " " | Honorary Civil Judge, | Raja Jodhbeer Chund, | 12 | ... | 115 | 110 | 23 | 23 | 22 | 9 |
| " " " " | Ditto, | Raja Ram Singh, | 12 | ... | 44 | 18 | ... | 16 | 13 | 4 |
| " " " " | Ditto, | Mian Umr Singh, | ... | 13 | 2 | ... | 30 | 34 | ... | 4 |
| | | **AMRITSUR DIVISION.** | | | | | | | | |
| | | **Amritsar District.** | | | | | | | | |
| Section XI of Act XIX of 1865, | Deputy Commissioner, | Mr. D. G. Barkley, | ... | 27 | 1 | 9 | ... | ... | 320 | 1 |
| " " " | Do. ditto, | Mr. T. W. Smyth, | 1 | 27 | 3 | 4 | 6 | 69 | 149 | 2 |
| " X " Full powers, | Assistant ditto, | Captain Johnstone, | ... | 28 | 67 | 42 | 6 | 8 | 11 | 68 |
| " " " " | Do. ditto, | Mr. C. Roe, | 7 | 24 | 120 | 476 | 20 | 11 | 23 | 15 |
| " " " " | Do. ditto, | Mr. D. G. Barkley, | ... | 7 | 17 | 1 | 28 | 30 | 23 | 68 |
| " " " " | Extra Assistant ditto, | Lieut. Riddell, | 7 | 2 | 189 | 755 | 36 | 32 | 109 | 27 |
| " " " " | Do. ditto, | Agha Kalbi Abid, | 7 | 23 | 1,009 | 357 | 25 | 22 | 20 | 126 |
| " " " " | Do. ditto, | Mr. T. C. Vaughan, | 1 | ... | 49 | 5 | 15 | 17 | 19 | 49 |
| " " " " | Do. ditto, | Mr. C. T. Owen, | 5 | 20 | 147 | 76 | 13 | 81 | 39 | 26 |
| " VIII, " Special powers, | Do. ditto, | Nawab Nasir Ali Khan, | 6 | 20 | 440 | 238 | 14 | 17 | 31 | 61 |
| " V " 1st Grade, | Tahseeldar, | Gobind Sahai, | 8 | 9 | 477 | 89 | 23 | 22 | 23 | 58 |
| " " " " | ditto, | Hidayat Ali, | 7 | 3 | 941 | 291 | 18 | 18 | 18 | 133 |
| " " " " | ditto, | Mehr Chund, | 2 | 6 | 219 | 73 | 18 | 19 | 41 | 103 |
| " " " " | ditto, | Sooraj Sura, | 5 | 26 | 1,465 | 971 | 14 | 13 | 15 | 245 |
| " " " " | ditto, | Mehr Chund, | ... | 23 | 84 | ... | 40 | 24 | 44 | 109 |
| " " " " | ditto, | Abdulah Athim, | 8 | 18 | 1,032 | 150 | 28 | 20 | 32 | 121 |
| " VI, " 2nd Grade, | Naib ditto, | Bishamber Dass, | 8 | 19 | 158 | 58 | 20 | 21 | 20 | 18 |
| " " " " | Do. ditto, | Roop Kishore, | 2 | 6 | 210 | 119 | 29 | 40 | 34 | 89 |
| " " " " | Do. ditto, | Suchet Singh, | 10 | 12 | 920 | 474 | 18 | 18 | 23 | 89 |
| " " " " | Honorary Civil Judge, | Sirdar Shamsher Singh, | 5 | 22 | 289 | 158 | 34 | 19 | 27 | 50 |
| " " " " | Naib ditto, | Sadhoo Singh, | 5 | 28 | 136 | 66 | 59 | 14 | 25 | 23 |
| Act XI of 1865, | Judge of District Small Cause Court, | Captain P. Gurdon, | 2 | 17 | 854 | 430 | 4 | 5 | 5 | 340 |
| " " | Ditto, | Mr. Carr Stephen, | ... | 25 | 194 | 125 | 8 | 6 | 10 | 232 |
| " " | Ditto, | Mr. T. W. Smyth, | ... | 26 | 254 | 137 | 14 | 11 | 14 | 306 |
| " " | Ditto, | Mr. C. Roe, | 4 | 2 | 1,816 | 959 | 5 | 4 | 9 | 454 |

## APPENDIX XIII—*Continued.*

| Powers. | Designation of Office. | Name of Officers. | Period of service during the year. M. | Period of service during the year. D. | Number of *Original* cases disposed of. | Number of *Miscellaneous* cases disposed of. | Average duration of: Cases struck off, &c. | Average duration of: Do. Uncontested in Court. | Average duration of: Do. Contested in Court | Average number of cases disposed of per mensem. |
|---|---|---|---|---|---|---|---|---|---|---|
| | | **Goordaspore District.** | | | | | | | | |
| Section XI of Act XIX of 1865, ... | Deputy Commissioner, ... ... | Lieut. Colonel R. Young, ... ... ... | 7 | 20 | 76 | 64 | 60 | 18 | 28 | 9 |
| " " " ... | Do. ditto, ... ... ... | Captain F. J. Miller, ... ... ... ... | 3 | ... | 1 | 32 | ... | 70 | .. | ... |
| " X " Full powers, ... | Assistant ditto, ... ... ... | Major W. Paske, ... ... ... ... | 4 | 7 | 35 | 24 | 60 | 52 | 35 | 8 |
| " " " " ... | Do ditto, ... ... ... | Mr. L. H. Griffin, ... ... ... ... | ... | 21 | 22 | 34 | 32 | 24 | 26 | 30 |
| " " " " ... | Do. ditto, ... ... ... | Mr. J. Frizelle, ... ... ... ... | 9 | ... | 157 | 509 | 31 | 30 | 41 | 17 |
| " " " " ... | Do. ditto, ... ... ... | Lieut G. E. Wace, ... ... ... ... | 7 | 24 | 142 | 77 | 22 | 19 | 8 | 18 |
| " " " " ... | Extra Assistant ditto, ... ... ... | Kaim Ali, ... ... ... ... ... | 10 | ... | 628 | 158 | 38 | 30 | 45 | 63 |
| " VIII " Special powers, ... | Assistant ditto, ... ... ... | Mr. H. Priestley, ... ... ... ... | 2 | 2 | 12 | 66 | 34 | 12 | 49 | 6 |
| " V " 1st Grade, ... | Tahseeldar, ... ... ... | Sooraj Sarn, ... ... ... ... ... | 3 | ... | 658 | 376 | 14 | 15 | 18 | 219 |
| " " " " ... | ditto, ... ... ... ... | Bansee Dhar, ... ... ... ... ... | 10 | 21 | 978 | 203 | 20 | 23 | 35 | 90 |
| " " " " ... | ditto, ... ... ... ... | Haemud Ali, ... ... ... ... ... | 3 | 11 | 318 | 82 | 21 | 20 | 34 | 95 |
| " " " " ... | ditto, ... ... ... ... | Pholo Mull, ... ... ... ... ... | 7 | 22 | 495 | 170 | 37 | 26 | 44 | 64 |
| " " " " ... | ditto, ... ... ... ... | Tajud Deen, ... ... ... ... ... | 11 | ... | 745 | 239 | 26 | 41 | 27 | 68 |
| " VI " " ... | Naib ditto, ... ... ... ... | Mahommed Akram, ... ... ... ... | 10 | ... | 388 | 450 | 20 | 27 | 48 | 39 |
| " " " " ... | Do. ditto, ... ... ... | Madho Ram, ... ... ... ... ... | 11 | ... | 176 | 7 | 27 | 18 | 33 | 16 |
| " " " 2nd Grade, ... | Do ditto, ... ... ... | Risk Beharee Lall, ... ... ... ... | 2 | 8 | 645 | 132 | 31 | 17 | 31 | 278 |
| | | **Sealkot District.** | | | | | | | | |
| Section XI Act XIX of 1865, ... | Deputy Commissioner, ... ... | Major T. W. Mercer, ... ... ... | 8 | 16 | 4 | 3 | 13 | ... | 11 | ... |
| " X " Full powers, ... | Assistant ditto, ... ... ... | Mr. L. Griffin, ... ... ... ... | 1 | 15 | 5 | 221 | 21 | ... | 23 | 4 |
| " " " " ... | Do. ditto, ... ... ... | Mr. T. Roberts, ... ... ... ... | 4 | 24 | 374 | 463 | 19 | 18 | 14 | 76 |
| " " " " ... | Do. ditto, ... ... ... | Lieut. E. C. Corbyn, ... ... ... ... | 5 | 3 | 66 | 468 | 23 | 26 | 27 | 12 |
| " " " " ... | Extra Assistant ditto, ... ... ... | Wazeer Ali, ... ... ... ... ... | 11 | ... | 885 | 415 | 20 | 26 | 22 | 81 |
| " VII " Ordinary powers, ... | Assistant ditto, ... ... ... | Lieut. H. Lawrence, ... ... ... ... | 8 | 24 | 503 | 482 | 8 | 9 | 13 | 56 |
| " " " " ... | Do. ditto, ... ... ... | Lieut. E. R. Conolly, ... ... ... ... | 2 | 3 | 75 | 15 | 9 | 11 | 9 | 36 |
| " V " 1st Grade, ... | Tahseeldar, ... ... ... | Luchman Sahai, ... ... ... ... ... | 10 | 15 | 544 | 353 | 13 | 20 | 21 | 52 |
| " " " " ... | ditto, ... ... ... ... | Abdul Wahid, ... ... ... ... ... | 11 | ... | 569 | 377 | 18 | 16 | 27 | 52 |
| " " " " ... | ditto, ... ... ... ... | Hurgo Lall, ... ... ... ... ... | 8 | 28 | 568 | 7 | 11 | 11 | 16 | 63 |
| " " " " ... | ditto, ... ... ... ... | Mehr Chund, ... ... ... ... ... | 7 | ... | 498 | 297 | 20 | 16 | 21 | 71 |
| " " " " ... | ditto, ... ... ... ... | Sooraj Sarn, ... ... ... ... ... | 1 | ... | 106 | 5 | 18 | 11 | 26 | 106 |
| " VI " " ... | Naib ditto, ... ... ... ... | Asad Ali, ... ... ... ... ... | 11 | ... | 703 | 646 | 13 | 14 | 16 | 64 |
| " " " 2nd Class, ... | Do. ditto, ... ... ... ... | Mehtab Rae, ... ... ... ... ... | 11 | ... | 644 | 285 | 6 | 16 | 42 | 59 |

| | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|
| " " 2nd Class, | Naib Tahseeldar, | Oomaid Singh, | 11 | ... | 529 | 170 | 28 | 13 | 11 | 48 |
| " " " | Do. ditto, | Iltaf Ali, | 11 | ... | 1,099 | 629 | 9 | 8 | 9 | 100 |
| " " " | Do. ditto, | Roop Kishore, | 11 | ... | 561 | 200 | 19 | 17 | 22 | 51 |
| Act XXII of 1864. | Cantonment Judge of Small Cause Court, | Major J. T. Norgate, | 11 | ... | 863 | 469 | 10 | 6 | 7 | 78 |

## LAHORE DIVISION.

### LAHORE DISTRICT.

| | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|
| Section XI Act XIX of 1865, | Deputy Commissioner, | Mr C. U Aitchison, | 7 | 15 | 10 | 58 | 11 | 69 | 58 | 1 |
| " " | Ditto, | Mr J. W. Smyth, | 4 | 15 | 1 | 45 | ... | ... | 7 | ... |
| " X, " Full powers, | Assistant Commissioner, | Mr. J. D. Tremlett, | 2 | ... | 78 | 47 | 14 | 11 | 8 | 39 |
| " " " " | Ditto, | Mr. L Griffin, | 2 | 20 | 101 | 57 | 20 | 20 | 25 | 33 |
| " " " " | Ditto, | Mr. F. P. Beachcroft, | 9 | 3 | 81 | 504 | 58 | 37 | 57 | 9 |
| " " " " | Ditto, | Mr. C. M Rivaz, | ... | 9 | 12 | 5 | 5 | 18 | 30 | 40 |
| " " " " | Ditto, | Lieut. C H. T. Marshall, | 12 | ... | 263 | 566 | 18 | 20 | 12 | 22 |
| " " " " | Ditto, | Mr. G Smyth, | 4 | 17 | 27 | 29 | 11 | 11 | 13 | 5 |
| " " " " | Extra Assistant Commissioner, | Mr. C Stephen, | 2 | ... | 122 | 58 | 9 | 7 | 8 | 61 |
| " " " " | Ditto, | Mr G J. Ryall, | 9 | 5 | 125 | 29 | 17 | 13 | 37 | 16 |
| " " " " | Ditto, | Jyshee Ram, | 6 | ... | 426 | 427 | 14 | 6 | 22 | 71 |
| " " " " | Ditto, | Mahommed Hayat Khan, | 1 | 7 | 29 | 21 | 17 | 12 | 9 | 29 |
| " VIII, " Special, | Assistant Commissioner, | Mr. H. Priestley, | 3 | 13 | 86 | 154 | 7 | 14 | 16 | 29 |
| " VII, " Ordinary, | Ditto, | Mr H Priestley, | 3 | ... | 139 | 36 | 37 | 14 | 26 | 46 |
| " " " | Ditto, | Lieut. Macaulay, | 4 | 24 | 115 | 117 | 24 | 17 | 25 | 23 |
| " V, " 1st Grade, | Tahseeldar, | Burkut Ally, | 11 | 16 | 464 | 220 | 25 | 21 | 23 | 42 |
| " " " " | Ditto, | Dhunput Rai, | 12 | ... | 688 | 298 | 19 | 16 | 18 | 57 |
| " " " " | Ditto, | Salig Ram, | 12 | ... | 861 | 632 | 19 | 14 | 6 | 72 |
| " " " " | Ditto, | Dewan Chund, | ... | 23 | 22 | 5 | 20 | 8 | 34 | 29 |
| " " " " | Ditto, | Gopal Sing, | ... | 21 | 25 | 17 | 19 | 24 | 16 | 36 |
| " " " " | Ditto, | Lehna Singh, | 10 | 2 | 270 | 125 | 22 | 14 | 12 | 27 |
| " VI, " 2nd Grade, | Naib Tahseeldar, | Juggut Kishore, | 1 | 28 | 148 | 37 | 21 | 21 | 21 | 74 |
| " " " | Honorary Civil Judge, | Kanh Singh, | 12 | ... | 81 | 27 | 50 | 39 | 63 | 7 |
| Act XI of 1865, | District Judge of Small Causes, | Mr. B. H Powell, | 9 | 5 | 2,731 | 1,942 | 25 | 9 | 5 | 303 |
| " | Ditto. | Mr. G. J. Ryall, | 2 | 25 | 892 | 679 | 13 | 11 | 15 | 297 |
| Act XXII of 1864, | Cantonment Judge of Small Cause Court, | Captain A. Stewart, | 11 | 5 | 1,024 | 649 | 8 | 3 | 4 | 93 |
| " " | Ditto, | Lieut. Stewart, | ... | 23 | 38 | ... | 16 | 2 | 2 | 50 |

### GOOJRANWALLA DISTRICT.

| | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|
| Section XI Act XIX of 1865, | Deputy Commissioner. | Major H. P Babbage, | 11 | .. | 6 | 611 | ... | 1 | 18 | 1 |
| " X " Full powers, | Assistant Commissioner, | Mr F. D'O. Bullock, | 11 | ... | 270 | 1,223 | 22 | 17 | 18 | 25 |
| " " " | Extra Assistant Commissioner, | Zahooroodeen, | 11 | ... | 287 | 203 | 8 | 8 | 9 | 26 |
| " V 1st Grade, | Tahseeldar, | Morad Alee, | 9 | 21 | 263 | 110 | 21 | 14 | 6 | 26 |
| " " " | Ditto, | Gouree Shunkur, | 11 | ... | 628 | 714 | 20 | 17 | 25 | 57 |
| " " " | Naib Tahseeldar, | Mohamed Ashruf, | 11 | ... | 858 | 764 | 15 | 21 | 21 | 78 |
| " VI 2nd Grade, | Ditto, | Amar Nath, | 11 | ... | 348 | 104 | 22 | 13 | 18 | 32 |
| " " " | Ditto, | Juggut Kishore, | 3 | 2 | 156 | 1 | 33 | 4 | 22 | 52 |
| " " " | Ditto, | Des Raj, | 1 | 13 | 25 | ... | 3 | 7 | 6 | 25 |
| " " " | Ditto, | Sarn Dass, | 11 | | 62 | 15 | 31 | 22 | 28 | 6 |
| " " " | Honorary Civil Judge, | Sirdar Jhunda Singh, | 11 | .. | 310 | 216 | 27 | 12 | 18 | 32 |
| " " " | Ditto, | Dewan Devee Dyal, | 10 | 15 | 500 | 813 | 8 | 7 | 12 | 45 |

## APPENDIX XIII—*Continued.*

| Powers. | Designation of Office. | Names of Officers. | Period of service during the year. M. | Period of service during the year. D. | Number of *Original* cases disposed of. | Number of *Miscellaneous* cases disposed of. | Average duration of Cases struck off, &c. | Average duration of Do. uncontested in Court. | Average duration of Do. contested in Court. | Average number of cases disposed of per mensem. |
|---|---|---|---|---|---|---|---|---|---|---|
| | | **Ferozepoor District.** | | | | | | | | |
| Section XI Act XIX of 1865, ... | Deputy Commissioner, ... | Major P. Maxwell, ... ... | 6 | 28 | 94 | 100 | 17 | 29 | 21 | 13 |
| " " ... | Ditto, ... ... | Mr. G. Knox, ... ... | 1 | ... | 4 | ... | 35 | ... | 31 | 4 |
| " " ... | Ditto, ... ... | Mr. G. E. Wakefield, ... ... | 4 | 2 | 141 | 141 | 56 | 43 | 45 | 35 |
| " X " Full powers, ... | Assistant Commissioner, ... | Mr. F. Venning, ... ... | 5 | 17 | 294 | 385 | 27 | 39 | 21 | 49 |
| " " " ... | Ditto, ... ... | Mr. G. E Wakefield, ... ... | 7 | 29 | 297 | 185 | 38 | 25 | 35 | 35 |
| " VIII Special, ... | Ditto, ... ... | Mr. F. Venning, ... ... | 3 | 25 | 337 | 270 | 18 | 10 | 19 | 82 |
| " " " ... | Ditto, ... ... | Mr St. G. Tucker, ... ... | 8 | 5 | 537 | 210 | 21 | 28 | 15 | 67 |
| " " " ... | Extra Assistant Commissioner, ... | Sumunder Khan, ... ... | 7 | ... | 328 | 710 | 29 | 25 | 35 | 46 |
| " " " ... | Ditto, ... ... | Mahommed Hayat Khan, ... ... | ... | 24 | 37 | 102 | 10 | 9 | 1 | 46 |
| " VII Ordinary, ... | Assistant Commissioner, ... | Mr. St. G. Tucker, ... ... | 3 | 25 | 119 | 92 | 12 | 33 | 25 | 29 |
| " V 1st Grade, ... | Tehseeldar, ... ... | Mahommed Hayat Khan, ... ... | 11 | 7 | 518 | 551 | 20 | 22 | 28 | 47 |
| " " " ... | Ditto, ... ... | Hussun Shah, ... ... ... | 12 | ... | 668 | 965 | 21 | 22 | 27 | 56 |
| " " " ... | Ditto, ... ... | Goordyal Singh, ... ... ... | 12 | ... | 797 | 474 | 17 | 20 | 22 | 66 |
| " " " ... | Ditto, ... ... | Nizamoodeen, ... ... ... | 12 | ... | 367 | 358 | 14 | 21 | 22 | 30 |
| Section VI 2nd Grade, ... | Naib Tehseeldar, ... ... | Jawahir Singh, ... ... ... | 12 | ... | 268 | 330 | 25 | 22 | 31 | 22 |
| " " " ... | Ditto, ... ... | Gholam Kasim, ... ... ... | 12 | ... | 414 | 292 | 15 | 23 | 16 | 35 |
| " " " ... | Ditto, ... ... | Elahee Bux, ... ... ... | 12 | ... | 229 | 153 | 20 | 17 | 40 | 19 |
| " " " ... | Ditto, ... ... | Sohun Lall, ... ... ... | 12 | ... | 216 | 194 | 28 | 17 | 30 | 18 |
| " " " ... | Honorary Civil Judge, ... | Goolab Singh, ... ... ... | 5 | 26 | 32 | 43 | 22 | 25 | 41 | 5 |
| Act XXII of 1864, ... | Cantonment Judge of Small Causes, ... | Captain R. G. L. Crutchley, ... ... | 9 | 19 | 983 | 648 | 6 | 3 | 15 | 98 |
| Ditto, ... | Ditto, ... ... | Captain J. Harris, ... ... ... | 1 | 26 | 9 | ... | 7 | 4 | ... | 4 |
| | | **RAWUL PINDEE DIVISION.** | | | | | | | | |
| | | **Rawul Pindee District.** | | | | | | | | |
| Section XI Act XIX of 1865, ... | Deputy Commissioner, ... | Major H. Hall,... ... ... | 12 | ... | 2 | 28 | ... | ... | 15 | ... |
| " X " Full powers, ... | Assistant Commissioner, ... | Mr. F. W. R Fryer, ... ... | 12 | ... | 687 | 865 | 13 | 13 | 12 | 57 |
| " " " " ... | Ditto, ... ... | Mr. T. C. Huddlestone, ... ... | 1 | 23 | 1 | ... | 31 | ... | ... | ... |
| " " " " ... | Ditto, ... ... | Lieut E. C. Corbyn, ... ... | 5 | ... | 16 | 34 | 30 | 71 | 13 | 3 |
| " " " " ... | Ditto, ... ... | Mr. G. Smyth, ... ... ... | 7 | ... | 104 | 159 | 12 | 19 | 12 | 15 |
| " " " " ... | Extra Assistant Commissioner, ... | Mr. J. G. Delmerick, ... ... | 9 | ... | 167 | 13 | 16 | 15 | 17 | 19 |
| " " " " ... | Ditto, ... ... | Hukum Chund, ... ... ... | 12 | ... | 280 | 77 | 18 | 26 | 23 | 23 |

| | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| " VII | Ordinary, | Assistant Commissioner, | Mr. E. B Peacock, | 10 | 13 | 486 | 14 | 7 | 6 | 7 | 48 |
| " " | " | Extra Assistant Commissioner, | Mr. A. C. Raynor, | 8 | ... | 82 | 10 | 8 | 8 | 6 | 27 |
| " V | 1st Grade, | Tehseeldar, | Zulfikar Ali, | 3 | ... | 107 | ... | 11 | 23 | 11 | 35 |
| " " | " | Ditto, | Mehdee Khan, | 9 | ... | 363 | 131 | 13 | 14 | 16 | 40 |
| " " | " | Ditto, | Goolab Rai, | 4 | ... | 82 | 21 | 18 | 15 | 24 | 20 |
| " " | " | Ditto, | Durga Pershad, | 12 | ... | 360 | 186 | 21 | 16 | 14 | 30 |
| " " | " | Ditto, | Bishen Singh, | 5 | ... | 169 | 49 | 21 | 12 | 18 | 34 |
| " " | " | Ditto, | Umrick Singh, | 12 | ... | 211 | 65 | 16 | 15 | 23 | 17 |
| " " | " | Ditto, | Ashmut Khan, | 11 | ... | 293 | 65 | 15 | 10 | 10 | 27 |
| " " | " | Ditto, | Talib Ali, | 12 | ... | 116 | 34 | 19 | 17 | 28 | 9 |
| " " | " | Ditto, | Gunput Rai, | 12 | ... | 713 | 357 | 14 | 11 | 14 | 59 |
| " " | " | Ditto, | Hakim Rai, | 3 | ... | 77 | 13 | 11 | 11 | 15 | 25 |
| " VI | 2nd Grade, | Naib Ditto, | Ram Dass, | 12 | ... | 111 | 96 | 16 | 19 | 19 | 9 |
| " " | " | Ditto, | Kirpal Singh, | 8 | ... | 107 | ... | 18 | 14 | 12 | 13 |
| " " | " | Ditto, | Kishen Dyal, | 12 | ... | 202 | 50 | 11 | 11 | 16 | 17 |
| " " | " | Ditto, | Hooshnak Rai, | 12 | ... | 168 | 24 | 11 | 10 | 12 | 14 |
| " " | " | Ditto. | Mohamed Shah, | 7 | ... | 55 | 7 | 22 | 15 | 27 | 8 |
| " " | " | Honorary Civil Judge, | Sirdar Futteh Khan, | 12 | ... | 15 | 4 | 20 | 30 | 13 | 1 |
| Act XXII of 1864, | ... | Cantonment Judge of Small Causes, | Major J. W. F. Bean, | 12 | ... | 1,103 | 462 | 12 | 6 | 9 | 92 |
| | | | **JHELUM DISTRICT.** | | | | | | | | |
| Section XI of Act XIX of 1865, | | Deputy Commissioner, | Lieutenant Colonel J. W. Bristow, | 11 | ... | 39 | 85 | 1 | 2 | 4 | 4 |
| " " | " | Ditto, | Captain F. D Harington, | 1 | ... | 1 | ... | ... | ... | 13 | 1 |
| " X | " Full powers, | Assistant ditto, | Captain F. D. Harington, | 10 | 4 | 209 | 58 | 8 | 16 | 20 | 21 |
| " | " | Ditto, | Mr. F. E Moore, | 8 | 29 | 295 | 122 | 23 | 27 | 26 | 33 |
| " | " | Extra Assistant Commissioner, | Gunga Pershad, | 11 | 4 | 173 | 40 | 10 | 15 | 20 | 14 |
| " VII | " Ordinary, | Assistant Commissioner, | Captain W. D. Palmer, | 8 | 29 | 219 | 37 | 10 | 7 | 12 | 24 |
| " " | " | Ditto, | Zulifkar Ali, | 5 | 8 | 123 | 32 | 17 | 11 | 6 | 25 |
| " V | " 1st Grade, | Tahseeldar, | Jaggut Narain, | 12 | ... | 283 | 104 | 7 | 7 | 12 | 24 |
| " " | " | Ditto, | Goolab Rai, | 6 | 15 | 132 | 46 | 11 | 16 | 17 | 19 |
| " " | " | Ditto, | Irshad Ali, | 12 | ... | 274 | 107 | 12 | 32 | 26 | 23 |
| " " | " | Ditto, | Abdullah, | 12 | ... | 370 | 11 | 12 | 16 | 14 | 31 |
| " " | " | Ditto, | Bishen Singh, | 4 | 3 | 74 | 16 | 2 | 25 | 30 | 19 |
| " " | " | Naib ditto, | Gunput Rai, | 12 | ... | 268 | 94 | 16 | 17 | 16 | 22 |
| " " | " | Ditto, | Gamoo Khan, | 7 | 11 | 180 | 57 | 11 | 15 | 14 | 26 |
| " VI | 2nd Grade, | Ditto, | Gunput Rai, | 11 | ... | 243 | 199 | 16 | 15 | 2 | 22 |
| " " | " | Ditto, | Dewan Deena Nath, | 11 | ... | 268 | 128 | 17 | 18 | 26 | 24 |
| | | | **GUJERAT DISTRICT.** | | | | | | | | |
| Section XI Act XIX of 1865, | | Deputy Commissioner, | Major E. Paske, | 1 | ... | 9 | ... | 7 | 6 | 11 | 9 |
| " " | " | Ditto, | Major J. B Smyly, | 11 | ... | 44 | 327 | 8 | 14 | 13 | 4 |
| " X | " Full powers, | Assistant Commissioner, | Lieutenant Armstrong, | 2 | 15 | 40 | 6 | 9 | 14 | 8 | 13 |
| " " | " | Extra Assist. do., | Yar Mahommed Khan, | 5 | 22 | 115 | 75 | 24 | 5 | 6 | 19 |
| " " | " | Do, | Mr. C. T. Owen, | ... | 16 | 3 | 1 | 6 | ... | 3 | 6 |
| " VIII | Special | Assistant Commissioner, | Mr. Steel, | 2 | 22 | 132 | 112 | 9 | 10 | 11 | 44 |
| " " | " | Do, | Mr. Wilkinson, | 11 | 19 | 544 | 348 | 20 | 9 | 10 | 45 |
| " V | 1st Grade, | Tehseeldar, | Sooraj Kaul, | 10 | ... | 549 | 395 | 11 | 12 | 14 | 55 |
| " " | " | Do., | Goolam Mohyeddeen, | 12 | ... | 494 | 226 | 14 | 20 | 21 | 41 |
| " " | " | Do., | Hakim Rai, | 12 | ... | 553 | 273 | 15 | 11 | 18 | 46 |
| " " | " | Naib Do., | Beliee Ram, | 12 | ... | 547 | 226 | 14 | 11 | 12 | 46 |

| Powers. | Designation of Office. | Names of Officers. | Period of service during the year. M. | Period of service during the year. D. | Number of *Original* cases disposed of. | Number of *Miscellaneous* cases disposed of. | Average duration of: Cases struck off, &c. | Average duration of: Do. uncontested in Court. | Average duration of: Do. contested in Court. | Average number of cases disposed of per mensem. |
|---|---|---|---|---|---|---|---|---|---|---|
| | | SHAHPORE DISTRICT. | | | | | | | | |
| Section XI of Act XIX of 1865, ... | Deputy Commissioner, ... ... | Captain W. G. Davies, ... ... | 9 | 12 | 1 | ... | ... | 165 | ... | ... |
| " " " " ... | Ditto, ... ... | Mr. R. T. Burney, ... ... | 1 | 29 | 9 | ... | 36 | 13 | 33 | 4 |
| " X " Full powers, ... | Assistant Commissioner, ... ... | Mr. R. T. Burney, ... ... | 10 | 1 | 634 | 285 | 18 | 12 | 18 | 63 |
| " " " " ... | Extra Assist. do., ... ... | Syed Hadee Hossein Khan, ... ... | 12 | ... | 303 | 18 | 22 | 17 | 22 | 25 |
| " " " " ... | Ditto, ... ... | Mr. R. Spencer, ... ... | 2 | 22 | ... | 146 | ... | ... | ... | ... |
| " VII " " Ordinary, ... | Ditto, ... ... | Allah Dad Khan, ... ... | 1 | 18 | 87 | 22 | 20 | 17 | 14 | 43 |
| " " " " ... | Ditto, ... ... | Mr. A. Marshall, ... ... | 5 | 24 | 225 | 27 | 30 | 14 | 23 | 37 |
| " V " 1st Grade, ... | Tehseeldar, ... ... | Allah Dad Khan, ... ... | 9 | 16 | 133 | 90 | 15 | 21 | 14 | 13 |
| " " " " ... | Ditto, ... ... | Lala Ramsahai, ... ... | 11 | 10 | 413 | 74 | 28 | 20 | 25 | 34 |
| " " " " ... | Ditto, ... ... | Hakim Khan, ... ... | 12 | ... | 423 | 204 | 16 | 13 | 15 | 35 |
| " " " " ... | Ditto, ... ... | Hurbuns Lall, ... ... | 1 | 8 | 22 | 10 | 19 | 16 | 57 | 22 |
| " VI " 2nd Grade, ... | Naib Tehseeldar, ... ... | Hurbuns Lall, ... ... | 10 | 10 | 299 | 51 | 27 | 19 | 31 | 30 |
| " " " " ... | Ditto, ... ... | Niaz Ally, ... ... | 12 | ... | 332 | 123 | 43 | 13 | 29 | 28 |
| " " " " ... | Ditto, ... ... | Kishundial, ... ... | 12 | ... | 259 | 98 | 11 | 12 | 12 | 22 |
| | | **DERAJAT DIVISION.** | | | | | | | | |
| | | BUNNOO DISTRICT. | | | | | | | | |
| Section XI Act XIX of 1865, ... | Deputy Commissioner, ... ... | Major F. M. Birch, ... ... | 9 | 20 | 16 | 17 | 46 | 39 | 24 | 2 |
| " Ditto, ... | Ditto, ... ... | Mr. S. S. Thorburn, ... ... | 1 | 10 | 1 | ... | 34 | ... | ... | 1 |
| " X " Full powers, ... | Assistant Commissioner, ... ... | Mr. S. S. Thorburn, ... ... | 4 | 13 | 109 | 124 | 25 | 20 | 30 | 27 |
| " " " " ... | Ditto, ... ... | Mr. G. M. Ogilvie, ... ... | 3 | ... | 148 | 77 | 19 | 22 | 22 | 49 |
| " " " " ... | Extra Assistant Commissioner, ... | Mr. T. W. Moore, ... ... | 9 | 20 | 152 | 113 | 18 | 19 | 26 | 15 |
| " VIII " Special, ... | Assistant Commissioner, ... ... | Mr. H. Priestley, ... ... | 1 | 6 | 17 | 20 | 8 | 9 | 13 | 17 |
| " VII " Ordinary, ... | Extra Asst. Commissioner, ... | Gholam Mohamed Khan, ... ... | 11 | ... | 707 | 221 | 36 | 13 | 30 | 64 |
| " V " 1st Grade, ... | Tahseeldar, ... ... ... | Gunga Ram, ... ... ... | 11 | ... | 557 | 89 | 18 | 12 | 15 | 51 |
| " " " " ... | Ditto, ... ... ... | Uttaoolla Khan, ... ... ... | 8 | 9 | 310 | 99 | 10 | 10 | 12 | 29 |
| " " " " ... | Ditto, ... ... ... | Misree Khan, ... ... ... | 11 | ... | 612 | 44 | 6 | 8 | 8 | 56 |
| " " " " ... | Ditto, ... ... ... | Nuseeroodeen Ahmed Khan. ... ... | 11 | ... | 396 | 147 | 10 | 18 | 13 | 36 |
| " " " " ... | Ditto, ... ... ... | Gholam Mohamed, ... ... ... | 11 | ... | 496 | 41 | 10 | 16 | 6 | 43 |
| " VI " 2nd Grade, ... | Naib Tehseeldar, ... ... | Mehr Bux, ... ... ... | 9 | ... | 411 | 49 | 20 | 12 | 11 | 46 |
| " " " " ... | Ditto, ... ... ... | Hurree Ram, ... ... ... | 11 | ... | 468 | 30 | 12 | 10 | 13 | 42 |

| | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | **Dera Ismail Khan District.** | | | | | | | | |
| Section XI, Act XIX of 1865. | ... | Deputy Commissioner, | ... | ... | Lieutenant H. Grey, | ... | ... | 12 | ... | 38 | 15 | 48 | 72 | 90 | 3 |
| " X, " Full powers, | .. | Assistant Commissioner, | ... | ... | Lieutenant Armstrong, | ... | ... | 4 | ... | 118 | 119 | 33 | 18 | 27 | 29 |
| " " " " | . | Ditto, | ... | ... | Mr H. B. Beckett, | ... | ... | 8 | ... | 172 | 23 | 53 | 56 | 32 | 23 |
| " " " " | ... | Extra Asst. Commissioner, | | ... | Mr T. W. Moore, | ... | ... | 1 | ... | 18 | 3 | 66 | 94 | 68 | 18 |
| " " " " | ... | Ditto, | ... | ... | Pundut Hurree Shunkur, | ... | ... | 3 | ... | 170 | 83 | 42 | 6 | 31 | 57 |
| " " " " | ... | Ditto, | ... | ... | Atta Mohamed Khan, | ... | ... | ... | 25 | 40 | 7 | 15 | 15 | 15 | 48 |
| " VIII, " Special, | ... | Assistant Commissioner, | ... | ... | Lieut. Armstrong, ... | ... | ... | 3 | 28 | 111 | 51 | 18 | 19 | 22 | 28 |
| " " " " | ... | Ditto, | ... | ... | Lieut. Bartholomew, | ... | ... | 8 | 2 | 115 | 45 | 26 | 27 | 28 | 14 |
| " VII, " Ordinary, | ... | Ditto, | ... | ... | Lieut. Bartholomew, | ... | ... | 3 | 28 | 106 | 28 | 21 | 11 | 19 | 26 |
| " V, " 1st Grade, | . | Tehseeldar, ... | ... | ... | Nuthoo Mull, | ... | ... | 8 | ... | 599 | * 212 | 33 | 15 | 27 | 73 |
| " " " " | ... | Ditto, | ... | ... | Radha Kishen, | ... | ... | 12 | ... | 430 | 135 | 32 | 22 | 27 | 36 |
| " " " " | ... | Ditto, | ... | ... | Ináyat Rai, | ... | ... | 9 | ... | 351 | 69 | 24 | 24 | 30 | 39 |
| " " " " | ... | Ditto, | ... | ... | Heera Singh, | ... | ... | 7 | ... | 565 | 130 | 14 | 10 | 13 | 81 |
| " " " " | ... | Ditto, | ... | ... | Atsoollah Khan, | ... | ... | 3 | ... | 32 | 16 | 10 | 20 | 8 | 11 |
| " " " " | ... | Ditto, | ... | ... | Sheo Ram, | ... | ... | 3 | ... | 134 | 144 | 28 | 18 | 35 | 44 |
| " " " " | ... | Ditto, | ... | ... | Fuzuldeen, | ... | ... | 3 | ... | 76 | 25 | 22 | 17 | 28 | 25 |
| " " " " | ... | Ditto, | ... | ... | Punoo Mull, | ... | ... | 1 | ... | 16 | ... | 35 | 36 | 19 | 16 |
| " VI, " 2nd Grade, | ... | Naib Tehseeldar, | ... | ... | Dewan Chund, | ... | ... | 11 | .. | 259 | 78 | 21 | 16 | 19 | 24 |
| " " " " | ... | Ditto, | ... | ... | Punoo Mull, | ... | ... | 9 | 18 | 185 | 27 | 14 | 23 | 8 | 19 |
| " " " " | ... | Ditto, | ... | ... | Gholam Mohamed,... | ... | ... | 6 | 4 | 242 | 115 | 41 | 6 | 8 | 12 |
| " " " " | ... | Ditto, | ... | ... | Sahib Ram, | ... | ... | 6 | 6 | 240 | 48 | 21 | 8 | 8 | 40 |
| " " " " | ... | Honorary Civil Judge, | ... | ... | Nuwab Surferaz Khan, | .. | ... | 12 | .. | 122 | 18 | 31 | 23 | 65 | 10 |
| " " " " | ... | Ditto, | ... | ... | Nuwab Foojdar Khan, | ... | ... | 10 | 28 | 140 | 21 | 9 | 12 | 17 | 13 |
| " " " " | ... | Ditto, | ... | ... | Nuwab Shah Newaz Khan, | ... | ... | 12 | ... | 161 | 67 | 24 | 18 | 22 | 14 |
| | | | | | **Dera Ghazee Khan District.** | | | | | | | | | | |
| Section XI, Act XIX of 1865, | ... | Deputy Commissioner, | ... | ... | Lieut. R G Sandeman, | ... | ... | 12 | ... | 15 | 42 | 4 | 6 | 1 | 1 |
| " X " Full powers, | ... | Assistant Commissioner, | ... | ... | Mr. G. M Ogilvie, | ... | ... | 12 | ... | 22 | 44 | 21 | 19 | 5 | 3 |
| " " " " | ... | Ditto, | ... | ... | Mr. M. Macauliffe, | ... | ... | 4 | ... | 237 | 41 | 26 | 15 | 28 | 20 |
| " " " " | ... | Extra Asst Commissioner, | | ... | Mr R J. Bruce,... | ... | ... | 12 | ... | 119 | 60 | 18 | 86 | 2 | 10 |
| " " " " | ... | Ditto, | ... | ... | Mr A. Mohunbeer, | ... | ... | 11 | ... | 453 | 52 | 20 | 22 | 4 | 41 |
| " V " 1st Grade, | ... | Tehseeldar, | ... | ... | Sheo Ram, | ... | ... | 12 | ... | 417 | 324 | 31 | 23 | 9 | 35 |
| " " " " | ... | Ditto, | ... | ... | Niamut Rai, | ... | ... | 12 | ... | 311 | 142 | 37 | 23 | 2 | 26 |
| " " " " | ... | Ditto, | ... | ... | Sooltan Mohamed Khan, | ... | ... | 12 | ... | 317 | 54 | 46 | 6 | 22 | 26 |
| " " " " | ... | Ditto, | ... | ... | Fuzuldeen, | ... | ... | 12 | ... | 565 | 148 | 24 | 9 | 11 | 47 |
| " " " " | ... | Ditto, | ... | ... | Gholam Surwur Khan, | ... | ... | 12 | ... | 118 | 1 | 16 | 5 | 17 | 10 |
| " " " " | .. | Ditto, | ... | ... | Noor Mohamed Khan, | ... | ... | 12 | ... | 426 | 202 | 17 | 19 | 13 | 36 |
| " VI, " 2nd Grade, | ... | Naib Tehseeldar, | ... | ... | Kulyan Dass, | ... | ... | 12 | ... | 220 | 82 | 15 | 9 | 28 | 18 |
| " " " " | ... | Honorary Civil Judge, | ... | ... | Jamál Khan, | ... | ... | 12 | ... | 83 | 2 | 7 | 6 | 5 | 7 |
| " " " " | ... | Ditto, | ... | ... | Shah Newaz Khan, | ... | ... | 12 | ... | 77 | 43 | 12 | 12 | 48 | 6 |
| " " " " | . | Ditto, | ... | ... | Eman Buksh Khan, | ... | ... | 12 | ... | 59 | 13 | 14 | 26 | 32 | 5 |
| " " " " | ... | Ditto, | ... | ... | Gholam Hyder Khan, | ... | ... | 12 | ... | 148 | 8 | 12 | 2 | 25 | 12 |
| " " " " | .. | Ditto, | ... | ... | Meerun Khan, | ... | ... | 12 | ... | 118 | 1 | 42 | 8 | 6 | 13 |
| | | | | | **MOOLTAN DIVISION.** | | | | | | | | | | |
| | | | | | **Mooltan District.** | | | | | | | | | | |
| Section XI, Act XIX of 1865, | ... | Deputy Commissioner, | ... | ... | General H C. Van Cortlandt, C. B., | | ... | 6 | 23 | 5 | 13 | ... | 24 | 33 | 1 |
| " " " " | . | Ditto, | ... | ... | Captain C Beadon, | ... | ... | 5 | 7 | 8 | 3 | ... | 15 | 24 | 2 |
| " X " Full powers, | . | Assistant Commissioner, | ... | ... | Mr. F P. Beacheroft, | ... | ... | 3 | ... | 2 | 11 | .. | 52 | 63 | 1 |
| " " " " | ... | Ditto, | ... | ... | Mr. M Macauliffe, | ... | ... | 8 | 12 | 95 | 34 | 34 | 33 | 39 | 12 |

## APPENDIX XIII—*Continued.*

| Powers | Designation of Office | Name of Officers | Period of service during the year. M. | Period of service during the year. D. | Number of *Original* cases disposed of. | Number of *Miscellaneous* cases disposed of. | Average duration of: Cases struck off, &c. | Average duration of: Do. Uncontested in Court. | Average duration of: Do. Contested in Court. | Average number of cases disposed of per mensem. |
|---|---|---|---|---|---|---|---|---|---|---|
| " X " Full powers, ... | Assistant Commissioner, ... ... | Captain C. Beadon, ... ... | 5 | 25 | 102 | 25 | 29 | 40 | 42 | 17 |
| " " " " ... | Extra Assistant Commissioner, ... | Mashoom Ali Khan, ... ... | 10 | 12 | 251 | 133 | 28 | 22 | 33 | 25 |
| " " " " ... | Ditto, ... ... | Mr. J. E Rowe, ... ... ... | 12 | ... | 121 | 109 | 41 | 28 | 39 | 10 |
| " V " 1st Grade, ... | Tahseeldar, ... ... ... | Goolam Moortza, ... ... ... | 12 | ... | 613 | 259 | 38 | 19 | 36 | 51 |
| " " " " ... | Ditto, ... ... ... | Khooshal Rai, ... ... ... | 12 | ... | 357 | 171 | 24 | 14 | 30 | 30 |
| " " " " ... | Ditto, ... ... ... | Thaker Dass, ... ... ... | 12 | ... | 92 | 6 | 24 | 19 | 30 | 8 |
| " " " " ... | Ditto, ... ... ... | Nuttun Lall, ... ... ... | 10 | 10 | 157 | 46 | 10 | 9 | 23 | 16 |
| " " " " ... | Ditto, ... ... ... | Rahim Shah, ... ... ... | 1 | 20 | 7 | 2 | 13 | 20 | 5 | 3 |
| " " " " ... | Ditto, ... ... ... | Neramut Rai, ... ... ... | 3 | ... | 44 | ... | 15 | 10 | 32 | 14 |
| " " " " ... | Ditto, ... ... ... | Sadik Mahomed Khan, ... ... | 8 | 19 | 84 | 19 | 17 | 15 | 36 | 9 |
| " VI " 2nd Grade, ... | Naib Tahseeldar, ... ... | Rahim Shah, ... ... ... | 6 | ... | 91 | 7 | 8 | 10 | 41 | 15 |
| " " " " ... | Ditto, ... ... ... | Heera Nund, ... ... ... | 7 | 17 | 68 | 8 | 14 | 10 | 22 | 8 |
| Act XXII of 1864, ... | Cantonment Judge of Small Causes, ... | Captain C Beadon, ... ... | 6 | 11 | 227 | 150 | 11 | 8 | 20 | 37 |
| " " " " ... | Ditto, ... ... | Captain Birch, ... ... ... | 5 | 19 | 298 | 186 | 8 | 9 | 13 | 49 |
| | | **Jhung District.** | | | | | | | | |
| Section XI, Act XIX of 1865, ... | Deputy Commissioner, ... ... | Major R. J. D. Ferris, ... ... | 11 | ... | 203 | 326 | 14 | 17 | 20 | 18 |
| " X " Full powers, ... | Assistant Commissioner, ... ... | Mr. A. H. Benton, ... ... | 3 | 19 | 181 | 42 | 11 | 13 | 13 | 45 |
| " " " " ... | Extra Asst Commissioner, ... | Fyzul Hussun, ... ... ... | 11 | ... | 160 | 295 | 19 | 17 | 20 | 15 |
| " VII " Ordinary, ... | Ditto, ... ... | Mr. E W. Garbett, ... ... | 6 | 7 | 323 | 85 | 16 | 11 | 17 | 54 |
| " V " 1st Grade, ... | Tahseeldar, ... ... ... | Lutchmeenarain, ... ... .. | 11 | ... | 476 | 152 | 16 | 14 | 19 | 43 |
| " " " " ... | Ditto, ... ... ... | Fuzl Hossein, ... ... ... | 11 | ... | 322 | 27 | 14 | 6 | 17 | 29 |
| " " " " ... | Ditto, ... ... ... | Raheemooddeen, ... ... ... | 11 | ... | 513 | 268 | 16 | 14 | 18 | 47 |
| " VI " 2nd Grade, ... | Naib Tehseeldar, ... ... | Asa Nund, ... ... ... | 11 | ... | 525 | 129 | 11 | 14 | 20 | 48 |
| " " " " ... | Ditto, ... ... ... | Kutuboodden, ... ... ... | 11 | ... | 420 | 237 | 13 | 9 | 14 | 38 |
| " " " " ... | Ditto, ... ... ... | Jus Ram, ... ... ... | 11 | ... | 256 | 167 | 14 | 11 | 18 | 23 |
| | | **Montgomery District.** | | | | | | | | |
| Section XI, Act XIX of 1865, ... | Deputy Commissioner, ... ... | Mr. W. E. Blyth, ... ... ... | 9 | ... | 1 | 99 | ... | 8 | ... | ... |
| " " " " ... | Ditto, ... ... | Mr. F. E. Moore, ... ... ... | 3 | ... | ... | 14 | ... | ... | ... | ... |
| " X " Full powers, ... | Assistant Commissioner, ... ... | Mr. G Smyth, ... ... ... | 1 | 15 | 14 | 32 | 24 | ... | 23 | 9 |
| " " " " ... | Ditto, ... ... | Mr. Champneys, ... ... ... | 8 | ... | 10 | 51 | ... | 53 | 46 | 1 |
| " " " " ... | Extra Assistant Commissioner, ... | Gopal Sahai, ... ... ... | 10 | ... | 36 | 121 | 25 | 37 | 28 | 4 |

| | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| " | X | " | Full powers, | Extra Assistant Commissioner, | Syud Sooltan Ali, | ... | 13 | 2 | 3 | 3 | 1 | .. | 4 |
| " | V | " | 1st Grade, | Tahseeldar, | Mubarak Alli, | 12 | ... | 360 | 107 | 12 | 13 | 13 | 30 |
| " | " | " | " | Ditto, | Mohamed Yasoob Alli, | 12 | ... | 250 | 86 | 17 | 19 | 17 | 21 |
| " | " | " | " | Ditto, | Sheikh Urjmund, | 12 | ... | 142 | 32 | 11 | 9 | 11 | 12 |
| " | " | " | " | Ditto, | Neeamut Rai, | 8 | 14 | 248 | 57 | 14 | 12 | 12 | 31 |
| " | " | " | " | Naib Tahseeldar, | Ram Lall. | 12 | ... | 321 | 154 | 13 | 12 | 14 | 27 |
| " | " | " | " | Ditto, | Burkut Alli, | 12 | ... | 281 | 92 | 13 | 16 | 16 | 23 |
| " | " | " | " | Ditto, | Luchmun Dass, | 7 | 16 | 141 | 53 | 19 | 7 | 15 | 18 |
| " | " | " | " | Ditto, | Rugnath Rai, | 12 | ... | 148 | 19 | 10 | 10 | 13 | 12 |
| " | " | " | " | Ditto, | Ukbur Alli, | 3 | 2 | 96 | 27 | 13 | 10 | 21 | 32 |
| | | | | | **MOZUFFERGURH DISTRICT.** | | | | | | | | |
| Section XI of Act XIX of 1865, | | | | Deputy Commissioner, | Major H. J. Hawes, | 10 | 15 | 113 | 240 | 18 | 13 | 18 | 10 |
| " | X | " | Full powers, | Assistant Commissioner. | Lieut. C. E. Armstrong, | 7 | 5 | 780 | 360 | 25 | 21 | 26 | 111 |
| " | " | " | " | Extra Assistant Commissioner, | Mohamed Sultan Khan, | 5 | 5 | 10 | ... | 31 | 24 | 51 | 2 |
| " | VIII | " | Special, | Assistant Commissioner, | Lieut. C. E. Armstrong, | 3 | 15 | 361 | 50 | 17 | 14 | 22 | 90 |
| " | " | " | " | Extra Assistant Commissioner, | Sohun Lall, | 10 | 15 | 270 | 40 | 23 | 23 | 28 | 25 |
| " | V | " | 1st Grade, | Tahseeldar, | Abdool Kadir, | 9 | 6 | 172 | 71 | 13 | 13 | 14 | 17 |
| " | " | " | " | Ditto, | Dhurum Dass, | 7 | ... | 379 | 139 | 10 | 9 | 17 | 52 |
| " | " | " | " | Ditto, | Iltaf Hoossein, | 3 | ... | 127 | 48 | 13 | 8 | 16 | 42 |
| " | " | " | " | Ditto, | Ferozeoddeen, | 8 | ... | 159 | 64 | 11 | 11 | 20 | 19 |
| " | " | " | " | Ditto, | Kaim Shah, | 3 | ... | 165 | 49 | 7 | 6 | 10 | 55 |
| " | " | " | " | Naib Tehseeldar, | Luchmun Dass, | 3 | ... | 41 | 25 | ... | 6 | 20 | 13 |
| " | " | " | " | Ditto, | Mohun Lall, | 11 | ... | 356 | 127 | 14 | 8 | 12 | 32 |
| " | " | " | " | Ditto, | Basheer Ahmed, | 11 | ... | 214 | 148 | 20 | 5 | 17 | 19 |
| " | VI | " | 2nd Class, | Ditto, | Akbur Ali, | 8 | ... | 348 | 137 | 12 | 9 | 13 | 44 |
| | | | | | **PESHAWUR DIVISION.** | | | | | | | | |
| | | | | | **PESHAWUR DISTRICT.** | | | | | | | | |
| Section XI Act XIX of 1865, | | | | Deputy Commissioner, | Mr. D. C. Macnabb, | 9 | 6 | 31 | ... | 8 | 5 | 81 | 3 |
| " | " | " | " | Ditto, | Lieut. E. G. Hastings, | 2 | ... | 8 | ... | ... | 15 | 23 | 4 |
| " | X | " | Full powers, | Assistant Commissioner, | Lieut. E. G. Hastings, | 9 | 8 | 58 | ... | 15 | 14 | 11 | 6 |
| " | " | " | " | Ditto, | Lieut. McNeile, | 1 | 5 | 22 | 45 | 5 | 13 | 7 | 22 |
| " | " | " | " | Ditto, | Lieut. Hudlestone, | 2 | 3 | 93 | 77 | 11 | 7 | 5 | 46 |
| " | " | " | " | Ditto, | Mr. J. W. Gardiner, | 7 | 15 | 40 | 59 | 10 | 9 | 9 | 5 |
| " | " | " | " | Ditto, | Mr. W. P. Woodward, | 11 | ... | 64 | 78 | 26 | 16 | 3 | 6 |
| " | " | " | " | Extra Assistant Commissioner, | Mr. J. Goldney, | 11 | ... | 152 | 70 | 6 | 13 | 16 | 14 |
| " | " | " | " | Ditto, | Colonel Dhunraj, | 11 | ... | 273 | 155 | 12 | 13 | 12 | 25 |
| " | " | " | " | Ditto, | Mohamed Hyat Khan, | 3 | 15 | 116 | 43 | 26 | 31 | 71 | 29 |
| " | VIII | " | Special, | Assistant Commissioner, | Lieut A. S. Roberts, | 10 | 10 | 147 | 73 | 22 | 32 | 28 | 14 |
| " | " | " | " | Extra Assistant Commissioner, | Zoolficar Ali, | 1 | 12 | 4 | ... | ... | 127 | 24 | 4 |
| " | " | " | " | Ditto, | Hafiz Sumundur Khan, | 1 | 12 | 34 | ... | 14 | 6 | 23 | 34 |
| " | " | " | " | Ditto, | Beharee Lall, | 3 | 10 | 141 | ... | 8 | 16 | 5 | 47 |
| " | V, | " | 1st Grade, | Tehseeldar, | Rajaram, | 9 | ... | 216 | 176 | 6 | 7 | 5 | 24 |
| " | " | " | " | Ditto, | Lushkur Khan, | 11 | ... | 373 | 20 | 11 | 4 | 5 | 34 |
| " | " | " | " | Ditto, | Beharee Lall, | 8 | 20 | 441 | ... | 14 | 2 | 9 | 49 |
| " | " | " | " | Ditto, | Akber Khan, | 11 | ... | 210 | ... | 17 | 10 | 22 | 19 |
| " | " | " | " | Ditto, | Abbas Khan, | 11 | ... | 278 | 21 | 37 | 31 | 36 | 25 |
| " | " | " | " | Ditto, | Abdool Kadir, | 4 | ... | 196 | .. | 4 | 1 | 4 | 49 |
| " | " | " | " | Ditto, | Nund Gopal, | ... | 10 | 5 | ... | 81 | ... | 12 | 15 |

## APPENDIX XIII—*Concluded.*

| Powers. | Designation of Office. | Names of Officers. | Period of service during the year. M. | Period of service during the year. D. | Number of *Original* cases disposed of. | Number of *Miscellaneous* cases disposed of. | Average duration of: Cases struck off, &c. | Average duration of: Do. Uncontested in Court. | Average duration of: Do. Contested in Court. | Average number of cases disposed of per mensem. |
|---|---|---|---|---|---|---|---|---|---|---|
| " V, " 1st Grade, ... | Honorary Civil Judge, ... ... | Ayaooddeen, ... ... ... | 11 | ... | 8 | 1 | 54 | 10 | 28 | 1 |
| Act XI of 1865, ... | District Judge of Small Causes, ... | Mr W. P Woodward, ... ... | 11 | ... | 2,472 | 1,191 | 13 | 10 | 12 | 225 |
| Act XXII of 1864, ... | Cantonment ditto, ... ... | Major Elwyn, ... ... ... | 11 | ... | 965 | 502 | 66 | 1 | 5 | 88 |
| | | **Hazara District.** | | | | | | | | |
| Section XI of Act XIX of 1865, ... | Deputy Commissioner, ... ... | Captain E L Ommanney, ... ... | 11 | ... | 3 | 9 | 11 | ... | 149 | ... |
| " X " Full powers, ... | Assistant Commissioner, ... ... | Lieut. R. T. M. Lang, ... ... | 11 | ... | 198 | 192 | 9 | 13 | 37 | 18 |
| " " " " ... | Extra Assistant Commissioner, ... | Pundut Hurree Shunker, ... ... | 8 | ... | 71 | 31 | 25 | 14 | 25 | 9 |
| " VIII " Special, ... | Ditto, ... ... | Abdool Russool, ... ... ... | 1 | 27 | 32 | 36 | 76 | 18 | 32 | 16 |
| " VII " Ordinary, ... | Assistant Commissioner, ... ... | Lieut. E. R. Conolly, ... ... | 7 | 18 | 69 | 3 | 11 | 10 | 11 | 8 |
| " " " " ... | Ditto, ... ... | Lieut. H. M. M. Wood, ... ... | 7 | 21 | 67 | 14 | 7 | 11 | 11 | 8 |
| " V " 1st Grade, ... | Tehseeldar, ... ... ... | Abdool Russool, ... ... ... | 9 | 3 | 307 | 124 | 27 | 24 | 48 | 34 |
| " " " ... | Ditto, ... ... ... | Kazee Meer Allum, .. ... ... | ... | 6 | 9 | ... | 7 | 10 | .. | 45 |
| " " " " ... | Ditto, . ... ... | Gholam Moortaza, ... ... ... | 11 | ... | 404 | 127 | 26 | 19 | 58 | 37 |
| " VI, " 2nd Grade, ... | Naib Tehseeldar, ... ... | Luchme Narain, ... ... ... | 3 | ... | 65 | 38 | 32 | 29 | 46 | 22 |
| | | **Kohat District.** | | | | | | | | |
| Section XI Act XIX of 1865, ... | Deputy Commissioner, ... ... | Lieut. N. Cavagnari, ... ... | 11 | ... | 25 | 93 | 3 | 10 | 28 | 2 |
| " X " Full powers, ... | Assistant Commissioner, ... ... | Mr. J. W. Gardiner, ... ... | 4 | 10 | 122 | 73 | 41 | 52 | 63 | 30 |
| " VIII " Special, ... | Extra Assistant Commissioner, ... | Shahzadah Mohamed Jumboor,... ... | 11 | ... | 53 | 36 | 44 | 32 | 51 | 5 |
| " VII, " Ordinary, ... | Assistant Commissioner, ... ... | Lieut. T. C. Plowden, ... ... | 6 | 11 | 99 | 54 | 30 | 46 | 21 | 16 |
| " V " 1st Grade, ... | Tehseeldar, ... ... ... | Radha Kishen, ... ... ... | 10 | 14 | 289 | 73 | 10 | 7 | 6 | 28 |
| " " " " ... | Ditto, .. ... ... | Mozuffer Khan, ... ... ... | 10 | ... | 9 | 8 | 115 | 116 | 4 | 1 |
| " " " " ... | Honorary Civil Judge, ... ... | Khwaja Mohamed Khan, ... ... | 11 | ... | 116 | 44 | 24 | 19 | 34 | 11 |

# NO. XIV.

## STATEMENT SHOWING THE NUMBER OF ORIGINAL SUITS DISPOSED OF BY THE SEVERAL DENOMINATIONS OF OFFICERS DURING 1867.

| District. | Deputy Commissioners. | Assistant Commissioners. | European Extra Assistant Commissioners. | Native Extra Assistant Commissioners. | Tahseildars. | Naib Tahseildars. | Honorary Civil Judges. | Judges of District Small Cause Courts. | Judges of Cantonment Small Cause Courts. | Total. | Remarks. |
|---|---|---|---|---|---|---|---|---|---|---|---|
| Delhi, ... | 49 | 459 | 100 | 278 | 1,048 | 179 | ... | 2,757 | ... | 4,870 | Cases transferred are not included in this statement. |
| Goorgaon, ... | 7 | 247 | ... | 203 | 710 | 488 | 85 | ... | ... | 1,740 | |
| Kurnal, ... | 67 | 6 | 455 | 178 | 854 | 247 | 139 | ... | ... | 1,946 | |
| Hissar, ... | 47 | 27 | ... | 169 | 1,270 | ... | ... | ... | ... | 1,513 | |
| Rhotuck, ... | 19 | 21 | 108 | 425 | 912 | ... | ... | ... | ... | 1,485 | |
| Sirsa, ... | 77 | 151 | ... | 47 | 647 | ... | ... | ... | ... | 922 | |
| Umballa, ... | 15 | 1,390 | 276 | 678 | 3,096 | 138 | 496 | ... | 1,412 | 7,501 | |
| Loodiana, ... | 19 | 179 | 189 | 315 | 1,213 | 1,304 | 170 | 2,667 | ... | 6,056 | |
| Simla, ... | 25 | 261 | 154 | ... | ... | 110 | ... | 1,261 | ... | 1,811 | |
| Jullundur, ... | 3 | 532 | 1,107 | 1,379 | 3,330 | 128 | ... | 3,357 | 493 | 10,330 | |
| Hoshiarpoor, ... | 24 | 445 | 507 | 1,724 | 3,313 | 1,852 | ... | 3,018 | ... | 10,883 | |
| Kangra, ... | 23 | 300 | ... | 16 | 2,173 | 914 | 161 | ... | ... | 3,587 | |
| Amritsur, ... | 4 | 393 | 196 | 1,449 | 4,218 | 1,388 | 425 | 3,118 | ... | 11,191 | |
| Goordaspoor, .. | 77 | 368 | ... | 628 | 3,189 | 1,209 | ... | ... | ... | 5,471 | |
| Sealkote, ... | 4 | 1,023 | ... | 885 | 2,285 | 3,536 | ... | ... | 864 | 8,597 | |
| Lahore, ... | 11 | 902 | 247 | 455 | 2,430 | 148 | 81 | 3,623 | 1,062 | 8,959 | |
| Goojranwalla, ... | 6 | 270 | ... | 267 | 2,278 | 62 | 849 | ... | ... | 3,752 | |
| Ferozepore, ... | 239 | 1,725 | ... | 323 | 2,350 | 1,127 | 32 | ... | 992 | 6,788 | |
| Rawulpindee, ... | 2 | 1,294 | 249 | 280 | 2,491 | 643 | 15 | ... | 1,103 | 6,077 | |
| Jhelum, ... | 40 | 723 | ... | 296 | 1,133 | 958 | ... | ... | ... | 3,150 | |
| Goojrat, ... | 53 | 716 | 3 | 115 | 1,598 | 547 | ... | ... | ... | 3,032 | |
| Shahpoor, ... | 10 | 634 | 255 | 390 | 991 | 890 | ... | ... | ... | 3,170 | |
| Bunnoo, ... | 17 | 274 | 152 | 707 | 2,371 | 879 | ... | ... | ... | 4,400 | |
| Dera Ismael Khan, | 38 | 621 | 18 | 210 | 2,203 | 926 | 423 | ... | ... | 4,439 | |
| Dera Gazee Khan, ... | 15 | 459 | 572 | ... | 2,207 | 220 | 485 | ... | ... | 3,958 | |
| Moolton, ... | 13 | 199 | 121 | 251 | 1,354 | 159 | ... | ... | 525 | 2,622 | |
| Jhung, ... | 203 | 181 | 323 | 160 | 1,310 | 1,201 | ... | ... | ... | 3,378 | |
| Montgomery, ... | 1 | 24 | ... | 38 | 999 | 988 | ... | ... | ... | 2,050 | |
| Mozuffurgurh, ... | 113 | 1,141 | ... | 280 | 1,002 | 959 | ... | ... | ... | 3,495 | |
| Peshawur, ... | 39 | 576 | ... | 568 | 1,719 | ... | 8 | 2,472 | 965 | 6,347 | |
| Huzara, .. | 3 | 334 | ... | 103 | 720 | 65 | ... | ... | ... | 1,225 | |
| Kohat, ... | 25 | 221 | ... | 53 | 298 | ... | 116 | ... | ... | 713 | |
| Total, ... 1867, | 1,288 | 16,096 | 5,032 | 12,890 | 55,712 | 21,265 | 3,485 | 27,273 | 7,416 | 1,45,457 | |
| Total, ... 1866, | 2,302 | 20,648 | 4,942 | 18,269 | 63,528 | 20,704 | 4,071 | 24,811 | 6,509 | 1,65,784 | |

# IMPERIAL RETURN II. B.

No. 6.

## NUMBER AND DESCRIPTION OF CIVIL SUITS DISPOSED OF.

IMPERIAL RETURN. II. No.

# STATEMENT SHEWING THE NUMBER AND DESCRIPTION OF CIVIL SUITS

| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 | 19 | 20 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| CLASS OF COURTS. | SUITS FOR MONEY DUE ON CONTRACT, | | | | | | | | | SUITS FOR DAMAGES. | | | | | | | | | |
| | ON WRITTEN OBLIGATION FOR SUM CERTAIN. | | | | | | | | | | | | | | | | | | |
| | Registered. | Unregistered. | Simple debt on unwritten obligation. | For account stated. | Money paid or received. | Goods sold. | For breaches of contract not included in above. | Suits for rent. | Suits for personal property or value thereof. | For injuries to the person attended with direct or actual pecuniary damage. | For injuries to property. | For defamation. | For other injuries not included in above. | Suits to compel specific performance of contracts. | Suits to set aside contracts and obligations on account of fraud or mistake. | Suits to compel or prevent particular act by way of mandamus or injunction. | Suits to settle partnership and other accounts. | Suits connected with religion and caste. | Suits relating to administration of trusts and religious endowments. |
| Delhi, ... ... | 602 | 851 | 909 | 683 | 71 | 448 | 57 | 171 | 397 | ... | 52 | ... | 9 | 13 | ... | ... | 29 | ... | 1 |
| Gurgaon, ... ... | 189 | 143 | 374 | 521 | ... | 5 | ... | 34 | 39 | 4 | 5 | ... | 2 | ... | ... | ... | 2 | ... | 1 |
| Karnal, ... ... | 210 | 211 | 238 | 498 | ... | 40 | 36 | 31 | 76 | ... | 5 | 17 | 15 | 43 | 6 | 5 | 5 | 3 | 2 |
| Hissar, ... ... | 99 | 42 | 222 | 389 | ... | ... | ... | 11 | 84 | 2 | 8 | 4 | 5 | 5 | ... | 1 | 12 | ... | 1 |
| Rhotuck, ... ... | 82 | 202 | 155 | 417 | 1 | ... | ... | 55 | 78 | 11 | 5 | 12 | ... | 1 | 1 | ... | 1 | ... | ... |
| Sirsa, ... ... | 25 | 43 | 197 | 230 | 1 | ... | ... | 4 | 60 | ... | 9 | ... | ... | 7 | ... | ... | 2 | ... | ... |
| Amballa, ... ... | 1,141 | 683 | 1,413 | 1,118 | 39 | 1 | 18 | 91 | 272 | 27 | 69 | 14 | 111 | 81 | 6 | ... | 61 | 2 | 12 |
| Loodiana, ... ... | 244 | 1,162 | 1,114 | 714 | ... | 429 | ... | 93 | 724 | ... | 62 | 11 | 45 | ... | 1 | 2 | 11 | ... | ... |
| Simla, ... ... | 28 | 153 | 353 | 251 | 170 | 231 | 162 | 80 | 178 | 10 | 41 | 8 | 31 | 25 | ... | ... | 18 | 1 | ... |
| Jallandhar, ... ... | 695 | 3,097 | 1,820 | 500 | 952 | 22 | 7 | 78 | 860 | 2 | 102 | 23 | 240 | ... | 2 | ... | 101 | ... | ... |
| Hoshiyarpoor, ... | 652 | 3,116 | 1,997 | 531 | 56 | 260 | 116 | 128 | 968 | .. | 56 | 66 | 230 | ... | 1 | ... | 88 | .. | 7 |
| Kangra, ... ... | 108 | 797 | 749 | 334 | 2 | ... | 32 | 25 | 389 | 2 | 25 | 214 | 276 | 90 | ... | ... | 22 | 1 | 7 |
| Amritsur, ... ... | 299 | 2,047 | 2,728 | 1,138 | 9 | 192 | 17 | 78 | 420 | 27 | 176 | 99 | 100 | 67 | 14 | ... | 215 | 8 | ... |
| Gurdaspoor, ... ... | 98 | 1,262 | 1,320 | 450 | 16 | 203 | ... | 72 | 467 | 3 | 30 | 60 | 72 | 16 | 3 | ... | 15 | ... | 4 |
| Sealkote, ... ... | 522 | 1,864 | 1,670 | 1,796 | 20 | 5 | 27 | 57 | 175 | 3 | 49 | 45 | 68 | 12 | 1 | ... | 22 | .. | ... |
| Lahore, ... ... | 123 | 1,801 | 2,342 | 2,053 | 4 | 791 | 17 | 117 | 515 | 3 | 95 | 38 | 13 | ... | ... | ... | 40 | 1 | 1 |
| Gujranwala, ... ... | 135 | 895 | 485 | 819 | 415 | 12 | 35 | 45 | 70 | ... | 43 | 155 | 25 | 34 | 13 | ... | 25 | 5 | ... |
| Ferozepoor, ... ... | 427 | 535 | 1,141 | 822 | 12 | 65 | ... | 208 | 1,752 | .. | 15 | ... | 81 | 10 | ... | ... | 135 | 1 | ... |
| Rawulpindee, ... | 102 | 719 | 1,191 | 1,150 | 52 | 175 | 177 | 151 | 469 | 29 | 43 | 33 | 30 | 10 | ... | 2 | 24 | 1 | 2 |
| Jhelum, ... ... | 47 | 340 | 346 | 255 | 5 | 37 | 8 | 34 | 208 | ... | 37 | 45 | 6 | 3 | ... | 3 | 73 | 1 | 4 |
| Gujrat, ... ... | 1,024 | 725 | 114 | 222 | ... | ... | ... | 128 | 256 | ... | 22 | 6 | ... | ... | ... | ... | 34 | ... | ... |
| Shahpoor, ... ... | 98 | 604 | 436 | 574 | ... | ... | 2 | 18 | 429 | ... | ... | 27 | 7 | 12 | 3 | ... | 41 | ... | ... |
| Bunnoo, ... ... | 154 | 174 | 956 | 375 | ... | 5 | 18 | 48 | ... | 18 | 16 | 25 | ... | ... | ... | 1 | 18 | ... | ... |
| Dera Ismail Khan, ... | 193 | 1,200 | 780 | 696 | ... | 119 | ... | 13 | 7 | 75 | ... | 54 | ... | 26 | ... | ... | 90 | ... | ... |
| Dera Gazee Khan, ... | 20 | 766 | 522 | 402 | 300 | 350 | 56 | 26 | 183 | 40 | 43 | 20 | 29 | 7 | 10 | ... | 90 | 3 | ... |
| Multan, ... ... | 150 | 425 | 648 | 664 | ... | ... | ... | 55 | 27 | 1 | 14 | 62 | 17 | ... | ... | ... | 21 | ... | ... |
| Jhang, ... ... | 54 | 563 | 415 | 1,223 | ... | 22 | 1 | 5 | 303 | 12 | 15 | 26 | 2 | 4 | .. | ... | 76 | ... | ... |
| Montgomery, ... | 34 | 260 | 287 | 1,049 | 5 | 25 | ... | 12 | 180 | 2 | 17 | 17 | 4 | 5 | ... | ... | 1 | ... | ... |
| Muzaffargarh, ... | 69 | 1,176 | 363 | 340 | ... | 18 | 15 | 32 | 161 | ... | 2 | 46 | ... | ... | ... | ... | 26 | ... | ... |
| Peshawar, ... ... | 251 | 1,189 | 1,041 | 902 | 118 | 439 | 1 | 107 | 139 | 5 | 4 | 2 | ... | 298 | ... | .. | 40 | ... | ... |
| Hazara ... ... | 10 | 197 | 364 | 194 | 1 | 5 | 11 | 14 | 119 | 1 | 6 | 9 | 1 | ... | ... | ... | 3 | ... | ... |
| Kohat, ... ... | 5 | 76 | 147 | 92 | ... | 174 | ... | 14 | ... | ... | .. | ... | 6 | ... | ... | ... | ... | ... | ... |
| Dist. and Ord. Courts | 6,557 | 19,247 | 19,162 | 16,102 | 961 | 1,627 | 466 | 1,406 | 8,278 | 258 | 838 | 1,122 | 1,260 | 481 | 61 | 14 | 1,346 | 27 | 38 |
| District S. C. Courts, | 1,067 | 7,268 | 5,147 | 2,519 | 1,288 | 2,436 | 314 | 425 | 1,156 | 13 | 221 | ... | 152 | 288 | ... | ... | ... | ... | ... |
| Cantt. S. C. Courts, ... | 376 | 803 | 2,525 | 2,786 | ... | 10 | 53 | 214 | 571 | 6 | 11 | 16 | 13 | ... | ... | ... | ... | ... | 4 |
| Chief Court, ... | ... | 1 | ... | 1 | ... | 1 | ... | ... | ... | ... | ... | ... | 1 | ... | 1 | ... | ... | ... | ... |

B.

6.

# DISPOSED OF BY THE CIVIL COURTS OF THE PUNJAB, IN THE YEAR 1867.

| 21 | 22 | 23 | 24 | 25 | 26 | 27 | 28 | 29 | 30 | 31 | 32 | 33 | 34 | 35 | 36 | 37 | 38 | 39 | 40 | 41 | 42 | 43 | 44 | 45 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Suits relating to marriage dower or divorce. | | | | | | | Claims to inheritance | | | | | | | | Suits relating to mortgage of immovable property. | | Claims to right of pre-emption. | | | | Suits for partition of movable property. | | | |
| | | | | | | | Under Muhammadan law. | | Under Hindoo law. | | Under any other law. | | | | | | | | | | | | | |
| Suits connected with betrothal. | Suits for custody of wives. | Other suits. | Suits to establish or dispute adoption. | Suits regarding custody and guardianship of infants and lunatics. | Other suits to declare or establish personal rights. | Suits to establish or contest wills. | Land only. | Other property. | Land only. | Other property. | Land only. | Other property. | Suits to establish or contest the acts of Hindoo widows. | Suits relating to the revenue. | Land Only. | Other property. | Land only. | Other property. | Suits to resume or assess rent free land. | Suits regarding the relative rights of superior or inferior holders of land (other than rent free land). | Land only. | Other property. | Suits regarding boundaries. | Suits for or relating to real property not included in the foregoing. |
| 3 | 9 | 11 | 3 | ... | 7 | ... | 2 | 5 | ... | 3 | 2 | 4 | ... | 122 | 31 | 13 | 12 | 9 | ... | 17 | 54 | 8 | ... | 262 |
| 4 | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | 59 | ... | ... | 131 | 64 | 94 | 2 | ... | ... | ... | 36 | 2 | ... | 29 |
| 19 | ... | 20 | ... | ... | 34 | ... | 2 | 2 | 7 | 1 | ... | ... | ... | 73 | 18 | 26 | 9 | 2 | ... | 22 | 27 | 6 | ... | 237 |
| 57 | 13 | 11 | 1 | 2 | 8 | ... | ... | 1 | ... | 1 | 11 | 7 | ... | 187 | 6 | 6 | 10 | 6 | ... | 97 | 7 | 2 | ... | 195 |
| 15 | ... | 1 | ... | ... | 21 | ... | 1 | ... | 2 | ... | ... | ... | ... | 113 | 27 | ... | 4 | ... | ... | 11 | 8 | ... | ... | 261 |
| 34 | 1 | 3 | 1 | 1 | 6 | ... | ... | 1 | ... | ... | ... | ... | ... | 113 | 3 | 1 | 2 | 2 | ... | 68 | 2 | ... | ... | 106 |
| 52 | ... | 51 | 1 | ... | 36 | 2 | 75 | 12 | 125 | 4 | ... | 4 | ... | 915 | 241 | 48 | 68 | 8 | 1 | 90 | 143 | 41 | ... | 425 |
| 139 | 25 | 15 | 2 | 2 | 152 | ... | 3 | 5 | 37 | 2 | 2 | ... | ... | 187 | 35 | 49 | 43 | 21 | ... | 26 | 80 | 56 | 1 | 562 |
| 2 | 11 | 21 | ... | ... | ... | ... | ... | ... | 1 | ... | ... | ... | ... | ... | 2 | 5 | 3 | 1 | ... | ... | ... | ... | 25 | ... |
| 165 | 29 | 4 | 2 | 1 | 301 | ... | ... | ... | ... | 1 | ... | ... | ... | 543 | 115 | 11 | 113 | 15 | ... | 56 | 276 | 17 | 17 | 163 |
| 336 | 10 | 29 | 40 | 8 | 23 | ... | 12 | 7 | 18 | 9 | 15 | 14 | ... | 400 | 61 | 27 | 69 | 16 | ... | 20 | 55 | 30 | ... | 1412 |
| 108 | 15 | ... | ... | ... | 5 | ... | ... | ... | 4 | 11 | ... | 43 | ... | 118 | 1 | 27 | 2 | 1 | ... | 28 | 7 | 64 | ... | 80 |
| 338 | 51 | 27 | 1 | ... | 9 | 1 | 15 | 22 | 22 | 32 | 3 | 2 | 2 | 1,565 | 240 | 76 | 55 | 60 | 5 | 75 | 1 | 20 | 50 | 885 |
| 92 | ... | 114 | ... | ... | 128 | ... | 8 | 10 | ... | ... | ... | ... | ... | 382 | 62 | 52 | 7 | ... | ... | 230 | 34 | 51 | ... | 210 |
| 209 | 61 | 3 | ... | 7 | 49 | 116 | 167 | 1 | ... | ... | ... | ... | ... | 667 | 300 | 16 | 122 | 1 | 133 | 37 | 55 | ... | 1 | 315 |
| 125 | 90 | 6 | 31 | ... | ... | ... | 1 | 19 | 4 | 19 | ... | 110 | ... | 99 | 26 | 83 | 8 | 8 | ... | ... | 19 | 14 | ... | 343 |
| 156 | ... | 25 | ... | ... | ... | ... | ... | ... | ... | ... | 55 | 18 | 9 | 145 | 4 | 22 | ... | 8 | 7 | ... | 35 | 27 | ... | 29 |
| 120 | 75 | ... | ... | 7 | ... | ... | ... | ... | 11 | ... | 74 | 396 | ... | 125 | 24 | 15 | 7 | 8 | ... | 11 | 24 | 11 | ... | 676 |
| 131 | 126 | 11 | ... | 2 | 15 | 1 | 4 | 1 | 3 | ... | ... | ... | 2 | 831 | 29 | 2 | 27 | 5 | ... | 7 | 13 | 11 | 1 | 495 |
| 76 | 94 | 26 | ... | ... | ... | 1 | 4 | 2 | 3 | 5 | 192 | 52 | ... | 802 | 7 | 110 | 27 | 5 | ... | 97 | 2 | 3 | ... | 185 |
| 89 | 10 | 8 | ... | 1 | 33 | ... | ... | 1 | ... | ... | ... | ... | ... | ... | 14 | 3 | 4 | 2 | ... | ... | 10 | 2 | ... | 324 |
| 114 | 44 | 2 | ... | ... | 12 | ... | 3 | 1 | ... | 1 | 65 | ... | ... | 9 | 61 | 31 | 34 | 1 | ... | 40 | 17 | 10 | ... | 476 |
| 112 | 31 | 25 | ... | ... | ... | 16 | 363 | 118 | 23 | 45 | 109 | 37 | ... | ... | 846 | 28 | 116 | 12 | ... | 440 | 118 | 26 | ... | 57 |
| 120 | 38 | ... | ... | 10 | ... | 1 | 20 | 24 | 1 | 2 | 8 | 1 | ... | ... | 63 | 40 | 33 | 6 | ... | 413 | 8 | 25 | ... | 373 |
| 70 | 8 | 10 | ... | 4 | 10 | 9 | ... | 7 | ... | 2 | ... | ... | 4 | 110 | 45 | 42 | 100 | 27 | 4 | 10 | 260 | 294 | 8 | 56 |
| 37 | ... | ... | ... | ... | ... | ... | ... | 2 | ... | 2 | ... | ... | ... | 311 | 5 | 14 | 2 | 1 | ... | 106 | 2 | 56 | ... | ... |
| 65 | 5 | 7 | ... | ... | 2 | ... | ... | ... | 2 | ... | 90 | 74 | ... | ... | 50 | 15 | 28 | ... | 11 | 45 | 1 | 1 | ... | 261 |
| 19 | ... | 1 | ... | ... | ... | ... | 9 | 2 | 2 | 1 | 5 | ... | ... | ... | 9 | ... | ... | ... | ... | 9 | ... | 3 | ... | 92 |
| 78 | 67 | ... | ... | ... | ... | ... | 18 | 1 | ... | ... | 197 | ... | ... | 584 | 40 | 14 | 37 | 6 | ... | 8 | ... | 2 | ... | 195 |
| 77 | 59 | 25 | ... | ... | ... | 9 | 35 | 22 | 12 | 2 | 206 | ... | ... | 30 | 524 | 131 | 102 | 34 | ... | 365 | 149 | 29 | ... | ... |
| ... | 123 | 2 | ... | 1 | ... | ... | ... | 5 | ... | ... | ... | ... | ... | ... | ... | 4 | ... | 1 | ... | ... | ... | ... | ... | 137 |
| 11 | 2 | 1 | ... | ... | ... | ... | 7 | 4 | ... | ... | ... | ... | ... | ... | 18 | ... | ... | ... | ... | 5 | 103 | ... | ... | 48 |
| 2,971 | 1,030 | 459 | 82 | 46 | 813 | 156 | 749 | 275 | 277 | 143 | 1,093 | 762 | 17 | 8,562 | 2,971 | 1,064 | 1,046 | 266 | 161 | 2,333 | 1,546 | 811 | 103 | 8,878 |
| ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... |
| ... | ... | ... | ... | ... | 38 | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | 11 | ... | ... | ... | ... | ... | ... | ... | ... |
| ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... | ... |

IMPERIAL RETURN.

No. 7.

## STATEMENT SHOWING THE VALUE OF SUITS DISPOSED OF IN THE CIVIL COURTS OF THE PUNJAB DURING 1867.

| Classification according to value. | Number of suits disposed of in different Courts. | | | | Total value of suits. | Remarks. |
|---|---|---|---|---|---|---|
| | Small Cause Courts. | Sub-divisional Courts. | District Courts. | Superior Courts. | | |
| Not exceeding Rupees, ... ... ... 5 | 4,408 | 9,481 | 2,656 | ... | 53,170 | |
| " ... ... ... 20 | 13,881 | 39,104 | 13,332 | ... | 8,05,014 | |
| " ... ... ... 100 | 9,621 | 27,227 | 12,744 | ... | 21,80,275 | |
| " ... ... ... 500 | 1,803 | 4,703 | 4,949 | 1 | 22,38,825 | |
| " ... ... ... 5,000 | ... | ... | 1,497 | 1 | 17,32,611 | |
| " ... ... ... 1,00,000 | ... | ... | 69 | 4 | 11,14,501 | |
| Exceeding Rupees, ... ... ... 1,00,000 | ... | ... | 2 | ... | 2,60,225 | |
| Total, ... | 29,713 | 80,515 | 35,249 | 6 | 83,84,621 | |

IMPERIAL RETURN.

# II B.

## No. 8.

## STATEMENT SHOWING THE GENERAL RESULT OF THE TRIAL OF CIVIL SUITS IN THE COURTS OF ORIGINAL JURISDICTION IN THE PUNJAB, DURING THE YEAR 1867.

| Class of Court. | Number of cases on the file. | | | Cases withdrawn, transferred or struck off without trial or decree. | Cases in decree passed. | | | | | | | | | Cases pending at the close of 1867. | Average No. of days during which each case lasted. | | Number of summonses to parties to appear in person. | Number of parties who appeared. | Number of summonses to witnesses other than parties. | Number of witnesses who appeared. |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | Without contest in Court. | | | | | Contested cases tried and decided in Court. | | | | | | | | | | |
| | | | | | | | | | | In favor of plaintiff. | | | | | | | | | | |
| | Pending from 1866. | Instituted during 1867. | Total. | | Exparte. | By confession. | By compromise and consent. | By arbitration. | Total. | In whole. | In part. | In favor of defendants, objectors or insolvents. | Total. | | Contested. | Uncontested. | | | | |
| Small Cause Courts, ... ... | 358 | 30,126 | 30,513 | 5,047 | 1,962 | 8,372 | 3,394 | 1,211 | 14,939 | 3,465 | 2,962 | 3,300 | 9,727 | 800 | 8 | 6 | 1,05,308 | 31,444 | 29,344 | 22,284 |
| Unpaid Local Tribunals, ... (*Honorary Civil Judges.*) | 104 | 3,467 | 3,572 | 603 | 158 | 1,117 | 309 | 232 | 1,816 | 453 | 333 | 287 | 1,073 | 80 | 18 | 12 | 6,771 | 6,052 | 4,025 | 3,847 |
| Paid Sub-divisional Tribunals, ... (*Tahseeldars and Naib Tahseeldars.*) | 3,060 | 78,108 | 81,400 | 18,414 | 3,018 | 16,491 | 7,352 | 4,052 | 30,923 | 9,936 | 9,151 | 8,675 | 27,862 | 2,011 | 20 | 15 | 1,62,935 | 1,58,565 | 1,05,982 | 1,04,357 |
| District Courts other than Chief Courts of Districts, ... ... (*Assistant and Extra Assistant Commissioners.*) | 2,123 | 31,677 | 33,861 | 8,204 | 1,393 | 6,435 | 2,734 | 1,660 | 12,202 | 6,092 | 2,726 | 4,885 | 13,583 | 2,072 | 25 | 20 | 72,037 | 67,243 | 57,109 | 60,733 |
| Chief Courts of Districts, ... (*Deputy Commissioners.*) | 58 | 1,250 | 1,337 | 303 | 66 | 114 | 88 | 70 | 378 | 180 | 135 | 278 | 613 | 43 | 26 | 30 | 3,070 | 2,563 | 2,408 | 2,204 |
| Superior Court of General Jurisdiction, ... ... ... (*Chief Court.*) | 4 | 4 | 8 | ... | ... | ... | ... | ... | ... | 2 | 1 | 3 | 6 | 2 | 86 | ... | | | | |
| Total, ... | 5,707 | 1,44,632 | 1,50,691 | 32,571 | 6,597 | 32,529 | 13,897 | 7,225 | 60,248 | 20,128 | 15,308 | 17,428 | 52,864 | 5,008 | 22 | 17 | 350,121 | 265,867 | 198,868 | 193,425 |

IMPERIAL REVIEW.

# II B.

## No. 9.

## STATEMENT SHOWING THE BUSINESS OF THE CIVIL APPELLATE COURTS OF THE PUNJAB DURING 1867.

| CLASS OF COURTS. | Cases on the file. | | | Appeals withdrawn, transferred or struck off without trial. | Decided on trial. | | | Remanded for further investigation. | Total. | Cases pending at the end of the year. | Average duration of each appeal disposed of. | Remarks. |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | In favor of Appellant. | | | | | | | |
| | Remaining of last year. | Instituted. | Total. | | In whole. | In part. | In favor of Respondent. | | | | | |
| Chief Appellate Court of District (*Deputy Commissioners,*) ... | 569 | 7,548 | 8,117 | 636 | 879 | 376 | 4,566 | 1,290 | 7,747 | 370 | 21 days. | |
| Superior Appellate Courts (*Commissioners,*) ... | 1,358 | 5,832 | 7,190 | 648 | 523 | 316 | 3,481 | 912 | 5,880 | 1,310 | 72 „ | |
| Chief Court of Province (*Chief Court,*) ... Regular, | 264 | 1,055 | 1,319 | 453 | 124 | 38 | 460 | 106 | 1,181 | 138 | 52 „ | |
| Chief Court of Province (*Chief Court,*) ... Special, | 13 | 146 | 159 | 23 | 32 | 8 | 55 | 15 | 133 | 26 | 57 „ | |
| Total, ... | 2,204 | 14,581 | 16,785 | 1,760 | 1,558 | 738 | 8,562 | 2,323 | 14,941 | 1,844 | 44 „ | |

IMPERIAL RETURN.

II B.

No. 10.

## STATEMENT SHOWING THE EXECUTION OF THE DECREES OF THE CIVIL COURTS OF THE PUNJAB IN THE YEAR 1867.

| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Class of Court. | Number of decrees passed during the year. | Number of Applications for Execution. | | | Number of decrees completely executed. | Number of decrees partially executed. | Number of cases in which there was no execution. | Pending at end of year. | Number of cases in which specific performance was enforced. | Number of Coercive Processes in Execution. | | | | Remarks. |
| | | Pending from last year. | Filed during the year. | Total. | | | | | | Sales of real property. | Sequestrations of real property. | Sale of personal property. | Imprisonment. | |
| | | | | | | | | | | | | | | Cases transferred. |
| Small Cause Courts, ... ... ... ... | 18,813 | 618 | 15,549 | 16,167 | 5,819 | 4,875 | 4,601 | 709 | 24 | ... | ... | 1,309 | 408 | 173 |
| Local and Sub Divisional Civil Courts, ... ... | 48,616 | 3,526 | 34,650 | 38,176 | 18,342 | 7,761 | 8,276 | 3,133 | 4,785 | 784 | 8 | 1,388 | 90 | 564 |
| District Courts, ... ... ... ... ... | 18,247 | 2,056 | 14,232 | 16,288 | 6,174 | 3,246 | 4,465 | 2,046 | 1,597 | 582 | 64 | 1,046 | 202 | 457 |
| Total, ... | 85,676 | 6,200 | 64,431 | 70,631 | 30,335 | 15,882 | 17,342 | 5,888 | 6,406 | 1,366 | 72 | 3,743 | 700 | 1,194 |

*IMPERIAL RETURN.*

II B.

No. 12.

# STATEMENT OF DEEDS REGISTERED IN THE REGISTRATION OFFICES OF THE PUNJAB DURING THE YEAR 1867.

| DISTRICT. | Number of Officers. | NUMBER OF DEEDS REGISTERED. | | | | | | | | | | | | | | | | Amount of fees received. | Actual cost of Registry Office. |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | Obligations for payment of money not secured on real property. | | | | Other personal contracts. | Receipts & acquittances. | | Leases. | | Deeds of sale or mortgage of real property of value not exceeding Rs. 100. | Deeds of gift of real property. | Deeds of sale or mortgage of same when value exceeds Rs. 100. | Deeds affecting real property not included in above. | Wills. | Authorities to adopt. | Deeds connected with betrothal. | | |
| | | Not exceeding Rs. 20. | Not exceeding Rs. 200. | Not exceeding Rs. 5,000. | Exceeding Rs. 5,000. | | Not affecting real property. | Affecting real property. | For terms not exceeding one year. | For terms exceeding one year. | | | | | | | | | |
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 | 19 | 20 |
| Delhi, ... ... | 4 | 7 | 710 | 171 | 2 | 16 | 6 | 5 | 45 | 2 | 748 | 84 | 1,234 | 315 | ... | 2 | ... | 3,758 14 0 | 554 1 3 |
| Goorgaon, ... | 7 | ... | 506 | 28 | ... | 78 | 133 | ... | 2 | ... | 280 | 2 | 301 | 9 | ... | ... | ... | 1,315 10 0 | 1,315 10 0 |
| Kurnal, ... ... | 6 | 118 | 816 | 147 | 5 | 102 | 4 | 1 | 14 | 13 | 368 | 47 | 406 | 95 | 3 | ... | ... | 1,670 8 0 | 186 12 0 |
| Hissar, ... ... | 5 | 25 | 373 | 30 | ... | 80 | 6 | 2 | 3 | 56 | 352 | 36 | 312 | 108 | ... | 1 | 4 | 1,112 2 0 | 112 2 0 |
| Rohtuck,... ... | 4 | 1 | 301 | 57 | ... | 27 | ... | ... | ... | 5 | 199 | 26 | 169 | 124 | 1 | ... | ... | 777 2 0 | 209 14 0 |
| Sirsa, ... ... | 3 | ... | 61 | 28 | ... | 30 | 1 | ... | 1 | 9 | 44 | 29 | 62 | 1 | ... | 1 | 2 | 287 14 0 | 178 10 0 |
| Umballa,... ... | 10 | 7 | 1,006 | 258 | 1 | 168 | 6 | 1 | 1 | 10 | 373 | 45 | 556 | 103 | ... | 6 | 2 | 2,232 6 0 | 377 10 0 |
| Loodiana, ... | 6 | 6 | 1,385 | 319 | ... | 179 | ... | 2 | ... | 3 | 854 | 89 | 790 | 25 | ... | 4 | 4 | 2,965 8 0 | 202 0 0 |
| Simla, ... ... | 2 | ... | 43 | 24 | 6 | 8 | ... | ... | ... | 2 | 19 | ... | 97 | 21 | ... | ... | ... | 551 14 0 | 551 14 0 |
| Jullundur, ... | 7 | 2 | 3,322 | 1,109 | ... | 111 | ... | ... | 9 | ... | 883 | 145 | 1,080 | 39 | ... | 1 | 8 | 6,209 13 6 | 961 2 7 |
| Hooshiarpore, ... | 6 | 64 | 5,295 | 815 | ... | 75 | 1 | ... | ... | 4 | 1,049 | 71 | 1,079 | 7 | 9 | 6 | 16 | 6,437 12 0 | 495 15 9 |
| Kangra, ... ... | 19 | 7 | 358 | 44 | ... | 44 | 2 | ... | ... | ... | 337 | 30 | 144 | 15 | 11 | 10 | 2 | 726 2 0 | 13 2 9 |
| Umritsur, ... | 5 | 1 | 917 | 178 | 1 | 78 | 9 | 23 | 5 | 7 | 1,244 | 156 | 1,495 | 98 | 23 | 8 | 10 | 3,927 4 0 | 3,440 6 0 |
| Goordaspore, ... | 4 | 1 | 417 | 78 | ... | 31 | ... | ... | ... | ... | 332 | 26 | 331 | 10 | ... | ... | 1 | 969 0 0 | 969 0 0 |
| Sealkote,... ... | 7 | 8 | 3,912 | 472 | ... | 40 | 3 | ... | ... | ... | 1,188 | 52 | 788 | 17 | 1 | 3 | 8 | 4,740 8 0 | 4,705 0 0 |
| Lahore, ... ... | 6 | 4 | 600 | 240 | 2 | 256 | 5 | 7 | 7 | 6 | 1,582 | 323 | 1,762 | 25 | 6 | 4 | 9 | 4,611 14 0 | 4,611 14 0 |
| Goojranwalla, ... | 5 | 13 | 934 | 92 | ... | 861 | ... | 3 | ... | ... | 677 | 107 | 386 | 12 | ... | ... | 2 | 2,020 8 0 | 1,992 4 0 |
| Ferozepore, ... | 4 | 63 | 583 | 355 | ... | 85 | 15 | ... | ... | ... | 224 | 76 | 337 | 36 | ... | ... | 1 | 1,421 2 0 | 1,421 2 0 |
| Rawul Pindee, ... | 8 | 3 | 189 | 92 | ... | 201 | ... | ... | ... | 1 | 339 | 115 | 382 | 17 | 32 | ... | 11 | 1,266 8 0 | 1,266 8 0 |
| Jhelum, ... ... | 4 | 6 | 134 | 52 | 1 | 17 | 2 | ... | ... | ... | 409 | 44 | 227 | 1 | 120 | ... | 5 | 641 15 0 | 7 0 0 |
| Goojrat, ... ... | 3 | 54 | 2,850 | 232 | ... | 44 | 7 | ... | 10 | ... | 560 | 146 | 269 | 7 | 29 | ... | 5 | 2,607 4 0 | 328 10 0 |
| Shahpore, ... | 4 | 28 | 96 | 78 | ... | 2 | 2 | ... | ... | ... | 329 | 41 | 385 | 164 | 4 | ... | 3 | 1,031 12 0 | 1,031 12 0 |
| Dera Ismail Khan, | 5 | 4 | 143 | 72 | ... | 4 | 2 | ... | ... | ... | 361 | 41 | 307 | 27 | 1 | ... | 14 | 811 2 0 | 811 2 0 |
| Bunnoo, ... ... | 4 | 53 | 56 | ... | ... | 17 | ... | 7 | ... | ... | 1,315 | ... | 1,345 | 88 | 22 | ... | 1 | 1,540 2 0 | 18 0 0 |
| Dera Gazee Khan, | 5 | 72 | 187 | 57 | 6 | 41 | ... | 4 | ... | ... | 942 | 19 | 1,045 | ... | ... | ... | ... | 1,790 4 0 | ..... |
| Mooltan,... ... | 6 | 1 | 184 | 92 | ... | 93 | ... | 4 | ... | 7 | 238 | 41 | 794 | 5 | 7 | ... | 2 | 1,977 14 0 | 295 8 0 |
| Jhung, ... ... | 4 | ... | 104 | 54 | ... | 13 | ... | ... | ... | 6 | 374 | 25 | 419 | 56 | 5 | ... | 1 | 961 2 0 | 150 0 0 |
| Moozuffergurh, ... | 3 | 12 | 307 | 175 | ... | 6 | 57 | 119 | 1 | 53 | 338 | 17 | 272 | 47 | ... | ... | 1 | 1,029 10 9 | 1,029 10 0 |
| Montgomery, ... | 5 | ... | 316 | 64 | ... | 65 | 1 | ... | ... | ... | 105 | 2 | 129 | 2 | 1 | 3 | 3 | 577 4 0 | ..... |
| Peshawur, ... | 5 | ... | 514 | 124 | 1 | 65 | ... | 2 | ... | 22 | 764 | 34 | 814 | ... | ... | ... | ... | 2,211 14 0 | 2,211 14 0 |
| Hazara, ... ... | 3 | 6 | 16 | 13 | ... | 1 | 4 | ... | 4 | ... | 67 | ... | 45 | ... | 2 | ... | ... | 153 14 0 | 0 11 0 |
| Kohat, ... .. | 1 | 3 | 11 | ... | ... | 7 | ... | ... | 4 | ... | 52 | 2 | 22 | 1 | ... | ... | 1 | 63 12 0 | 63 12 0 |
| Total, ... | 170 | 569 | 26,644 | 5,550 | 25 | 2,851 | 266 | 180 | 112 | 206 | 16,952 | 1,881 | 17,784 | 1,475 | 277 | 49 | 116 | 62,290 2 6 | 30,512 15 4 |

No. 1439.

*Dated the 30th October,* 1868.

*Proceedings of the Hon'ble the Lieutenant Governor of the Punjab, in the Judicial Department.*

READ—Annual Report on the Administration of Civil Justice in the Punjab in 1867, furnished by the Judges of the Chief Court.

There has been some delay in the submission of this Report and Statements, which is accounted for by the introduction of the new Imperial Statistical Returns.

2. The Lieutenant Governor observes that there has been at length a marked decrease in the large amount of litigation in this province, the number of original suits instituted having fallen from 1,65,970 to 1,44,628.

3. The decrease is general, and is most marked in suits "for land, or the rent, revenue and produce of land," which decreased by 22 per cent; while other suits decreased in the ratio of 10 per cent.

4. The general causes cited are—

(1). The increased rate of stamp duty leviable upon petitions of plaint under the new Stamp Act.

(2). The absence of a large portion of the community at the Hurdwar Fair.

(3). The sickliness of the last eight months of the year.

5. The special causes affecting particular districts which are noted, are—

(1). Pre-occupation of parties in districts where Settlement operations are going on, in matters relating to Settlement.

(2). Growing caution on the part of traders and bankers to take written obligations for payment of money.

6. That the increase of stamp duty was not the sole reason of the decrease is evident from the facts reported in para 6.

7. The pending file at the close of the year was small, except in the following districts, where they exceeded five per cent of the total number for disposal :—

Delhi, Amritsur, Peshawur.

8. The average duration was 18 days; as short a period as, in the opinion of the Court, " is desirable or consistent with complete investigation."

9. This general result is satisfactory; but there nevertheless appears to have been unnecessary delay in the disposal of uncontested cases, and the average duration in the Courts of the officers named in para 26 was very great.

10. Special explanation should be called for from the following officers :—

Lieutenant Riddell,
Mr. Bailey,
Mahomed Hayat Khan, Popalzye,
Mr. T. W. Moore,
Nawab Surfuraz Khan, Honorary Civil Judge,

of the long average duration of Civil suits in their respective Courts.

11. With reference to the remark of the Chief Court, entered in para 33 of the Report, drawing attention to the fact that 53 per cent of original suits were decided by Tehseeldars and Naib-Tehseeldars, His Honor observes that, as the number of Tehseeldars and Naib-Tehseeldars is more than equal to the number of other judicial officers, and as considerably more than 50 per cent of the Civil suits were petty suits for sums not exceeding 50 rupees, the proportion of the Civil judicial work disposed of by Tehseeldars and Naib-Tehseeldars does not appear to him to be on the whole excessive; but the amount of judicial work thrown upon the Tehseeldar of the Montgomery district, and of some of the districts named in para 39 of the Report, was undoubtedly large; and His Honor will be glad to receive the suggestions promised in para 41 of the Report for relieving the Tehseeldars in certain districts, where there is a pressure of Civil suits, of a large portion of the judicial work devolving upon them.

12. His Honor notices with regret the marked increase in the number of cases dismissed on default, especially in reference to the remarks contained in para 51 of the Report. The Lieutenant Governor requests that in the next Annual Report it be specially noted, in regard to each district, whether

the system of cause-lists, referred to in para 52, is properly carried out; and he would suggest that the measure adopted by Lieutenant Colonel Farrington, and described in para 54, be prescribed for adoption by other Appellate Courts, wherever it may be thought necessary by the Chief Court.

13. The unsatisfactory character of the procedure and decisions of Extra Assistant Commissioner Sultan Ali, described in para 65 of the Report, will be considered on the return of that officer from furlough; meanwhile, His Honor is constrained to suspend his promotion to a higher grade of Extra Assistant Commissioner.

14. The working of the Small Cause Courts, His Honor is glad to perceive, continues satisfactory; but the average duration of suits in the Courts of Lahore, Peshawur and Simla was high; and the number of cases struck off in default in the Jullundur Court was excessive.

15. His Honor quite concurs in the opinion of the Chief Court that re-trials should, where possible, be heard before two Judges sitting together.

## APPEALS.

16. Appeals to Deputy Commissioners appear to have been disposed of with reasonable promptitude, except in the districts noted in para 118.

17. His Honor has not received as yet the explanations of the Deputy Commissioners of Dera Ghazee Khan, Goordaspoor, Dera Ismael Khan and Simla, referred to in paras 121 and 122.

18. The disposal of appeals in the Courts of Commissioners, except those of Delhi, Hissar, Lahore and Mooltan, was not so satisfactory, notwithstanding that their number decreased by 17 per cent. The average duration increased from 59 days to 72; and in the case of the Amballa, Derajat, Amritsur, Jullundur and Peshawar Divisions was excessive; but in the latter there is improvement, as compared with former years. The fact that there were, at the close of 1866, pending appeals of upwards of two years old in the Amballa Divisional Court, and appeals of upwards of one year old in Amritsur Division, notwithstanding that in both Divisions Additional Judges are employed, is not creditable; the explanation afforded by the Commissioner of Amballa in para 132 is not altogether sufficient, and the absence of explanation on the part of the Commissioner of Amritsur is very unsatisfactory.

18. In the case of the Chief Court, His Honor observes with pleasure that 1,319 out of 1,478 appeals were disposed of during the year, and that the pending file was reduced from 277 to 167.

20. His Honor also notes with satisfaction that the number of cases in which appeals were summarily rejected without sending for the proceedings was far smaller than in the past year; while the fact that, notwithstanding the closer scrutiny of appeal cases, a smaller number of cases should have been returned for re-investigation, is a satisfactory indication of general improvement in the Subordinate Courts.

21. The Lieutenant Governor regrets to learn that the Commissioners of the Derajat and Mooltan Divisions have caused unnecessary delay and trouble by neglecting to observe such an ordinary and essential rule of procedure—as that of writing a judgment, or recording the grounds for their decision. This neglect is the more discreditable in the case of the above Commissioners, seeing that their appellate work is comparatively light.

## MISCELLANEOUS CASES.

22. With reference to the remarks of the Chief Court in explanation of the small number of applications for certificates for the collection of debts on succession, under Act XXVII of 1860, measures should be taken by district officers for making the provisions of that Act more generally known.

23. With regard to petitions for revision of judgment, the Chief Court will doubtless issue suitable instructions, should they be required.

24. The statistics showing the amount of success attending execution of decrees are not so favorable as could be wished; though His Honor notes that they appear more favorable than those of the North-Western Provinces.

25. Great improvement is visible in the execution of decrees in the Jhelum District Courts, which last year were conspicuous for inefficiency in this respect; but the small amount of sums decreed in execution which have been realized in the districts of Kohat, Lahore, Delhi, Huzara, Simla, Jhung and Ferozepore is unsatisfactory.

26. The steady increase of documents presented for registration, especially of wills, is very satisfactory.

27. The proposal of the Deputy Commissioner of Delhi, that a registered deed should be declared to be the only legal evidence of adoption;—and

that of the Deputy Commissioner of Kangra, suggesting the same in regard to betrothal cases ;—will be circulated for the opinion of experienced officers.

The large increase in the number of the latter class of cases, which are doubtless rightly described as "unsatisfactory," appears to indicate the necessity for special measures in regard to them.

28. His Honor is glad to observe that the working of the new system of levying process-serving fees, is generally considered satisfactory.

He is quite prepared to sanction any modification of the schedule which the Judges may recommend with a view of preventing hardship in particular classes of suits ; and he trusts shortly to receive the Court's proposals for the application of the surplus.

29. His Honor is glad that the Judges now give a favorable report of the working of Act VIII of 1859. He trusts that the very judicious remarks entered in para 169 of the Report will be carefully borne in mind by all judicial officers.

30. With reference to the Court's remarks upon faults of pleaders practising in the Courts of this province, His Honor requests that extracts of paras 170 and 171 of the Report be furnished to all such pleaders of the province ; and further suggests that the Chief Court issue suitable instructions to Subordinate Courts for dealing with pleaders who are careless in the conduct of cases entrusted to them.

31. In conclusion, the Hon'ble the Lieutenant Governor desires to record his opinion that the Administration of Civil Justice in the Punjab, during 1867, was satisfactory ; and to convey his cordial acknowledgments to the Judges of the Chief Court for the efficient manner in which business was disposed of in their own Court, and for the excellent supervision they have maintained over Subordinate Courts.

ORDERED.—That the foregoing remarks be forwarded to the Registrar of the Chief Court, Punjab.

*By order of the Hon'ble the Lieutenant Governor,*

(Signed) E. W. TROTTER, *Assist. Secretary,*

*for Secretary to Government Punjab.*